

RECORD OF PROCEEDINGS

317

Organizational meeting of Randolph Township Trustees

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Fri, Jan. 2, 1998, 8 am Randolph Town Hall

Held

19

Chairman McKay opened the meeting and turned it over to the clerk who swore in the 2 newly elected trustees. Clerk then asked for chairman nominations Klag made the motion of Len McKay as chairman, Lang seconded, RCV 3 yes, Klag nominated Lang for vice chairman, McKay seconded, RCV 3 yes. McKay made the motion to hold the meetings at 8 pm at town hall 2nd & 4th Thurs unless advertised otherwise, Lang seconded, RCV 3 yes. (present were 3 trustees, clerk, J Klodt, B Carter, T Pfile, D Kolasky, W Kondratenko & S Bush)

McKay made the motion that McKay have Road, Twp Bldg, Town Hall, Library, Health Board, Comm Betterment, Parks, & co chair Comm Center; Klag Cemetery, planning meetings, sewer, cable, co chair comm ctr,; Lang Fire & Zoning, Lang seconded, RCV 3 yes.

McKay made the motion to keep road assignments as: McKay Bassett E&W, Wilkes, Taylor, Fairgrounds; Klag Alexander E, Horning, Eberly E, Thomas, Unger, Matti, Pamer, Dibble, Maxwell, German Church & Lang Schroeder Luli (try to get it dedicated this year), Shaffer, Aberagg, Swartz, Belding, Alexander W, Eberly W, Trump, Klag seconded, RCV 3 yes.

McKay made the motion to pay trustees by salary and clerk by state guides as to budget, appoint clerk as investment officer, appoint Bill Carter as assistant clerk with no pay, pay \$.28 per mile for out of county travel, appoint clerk, Mc Kay and Marlene Pashke as records commission, hire Lou Myers as outside counsel when needed and appoint Glenna Moyer, Janice Adelman & Gary Schmigle as Parks Comm, Klag seconded, RCV 3 yes.

McKay made the motion to retain Sylvan Wise as custodian of town hall and comm. center at \$6.50 per opening, \$7.50 per hr, fees resident mtg no refreshments \$30; non-resident \$40, resident party \$40, non resident \$65, rent Willey property for \$450 per month, Lang seconded, RCV 3 yes.

McKay made the motion to appoint Jim Klodt as ZI @ \$450 per month, Telephone @ \$50 per month, investigate assistant zoning inspector at \$7 per hr as required plus \$.28 out of county travel; Holly Smith as secretary @ \$7 per hr & \$30 per meeting/hearing, pay zoning commission & appeals \$15 per meeting/hearing not to exceed 18 per year, keep all zoning fees the same and appoint ZI as JMV inspector, Klag seconded, RCV 3 yes.

McKay made the motion to appoint Office Asst @ \$1480 per month, extra cemetery mowing at \$7 per hr up to 20 hrs per week, 4 graves per family @\$150 each residents, resident with military honorable discharge 1 free for own use, non residents \$275 each, limit 4; cremation weekdays \$50, weekends/holidays \$100; interment weekdays \$200, weekends/holidays \$250; foundation fees @ \$25 per cubic ft; infant burials \$100 weekdays & \$140 weekends/holidays, Lang suggested and McKay included in motion of investigating a permanent part time person for cemetery mowing and other jobs as needed around the twp, Klag seconded, RCV 3 yes.

McKay made the motion to appoint Lang as fire chief with no pay, fire attendance \$2000 per quarter with accounting due trustees at year end, Diane Bunker full-time EMT @ \$14.25 per hr, extra EMT @ \$7 per hr no transport, \$10 to Robinson, \$20 other transport, Diane Bunker as asst chief, captains Bill Bunker & Calvin Eyre, fire inspector Andy Hamilton and dispatching with Ravenna Twp @ \$2000 per qtr. Lang seconded, RCV 3 yes.

McKay made the motion to appoint Larry Klodt as Rd Super @ \$14.80 per hr, Tim Pfile assistant @ \$14 per hr, extra road help @ \$7 per hr and to improve roads by force account if total expenses can be kept under \$5,000 per mile by twp road crew, Lang seconded, RCV 3 yes.

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89 McKay made the motion to allow 7 sick days per year; vacation 10 days after 1 year service, 15 days after 8 years and 20 days after 15 years, pay request payment for 1 year of vacation at year end if not taken; holidays New Years, MLK, Presidents, Memorial, Independence, Labor, Columbus, Thanksgiving, Veterans, Christmas all to be taken as scheduled unless approved by Trustees, Lang seconded, RCV 3 yes.

13 McKay made the motion to appropriate year end balances and to include projects of: Town Hall windows \$20,000; Willey garage \$20,000, new dump truck for roads \$45,000; fire rescue tools \$20,000, Issue 2 of Schroeder @ \$80,000 & Eberly @ \$45,000, Cemetery mowers \$10,000; zoning office \$5,000; begin sewer project in July; Sawsall, cut off saw & forks for hi lift for road dept at \$2000, Klag seconded, RCV 3 yes.

Dan Kolasky asked Klag & McKay about the last 4 years they have served as trustee, why they have not attempted to enforce the zoning resolution. Klag stated he felt he tried more so than in the past and there is still more needed and constant enforcement is needed because they have not put as much emphasis on some things as on others. More enforcement and follow up needed. McKay stated ZI had health problems. Kolasky stated he was not meaning the ZI he was asking trustees as enforcers over the employees and seeing that the code is enforced equally. Kolasky further asked if they had any plans for next 4 years pertaining to the zoning resolution and planning. Klag said the assistant ZI will help on follow up and other cases where needed. ZI stated the main thing needed was updating the zoning book mainly cleaning up the contradictions in the book and explained instances concerning structures. Kolasky stated this is very important with the land use and planning and they are more than willing to work on this and all 3 trustees agreed to work on this with them. Lang stated he discussed with the zoning commission how they wanted zoning enforced as a policing or reactive activity and they will pursue. W Kondratenko stated the definition of structures should exclude dwelling structures and define all others.

There being no further business, meeting adjourned at 8:30 am.

Leonard D. McKay
Debecca L. Carter

RECORD OF PROCEEDINGS

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Regular meeting of Randolph Township Trustees
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National Graphics Corp., Col., O. Form No. 1097

Thursday, January 8, 1998, 8 pm Randolph Town Hall

Held

19

Chairman McKay opened the meeting with the reading of the minutes and presentation of the financial reports of the last meeting and the organizational meeting, all of which were approved as presented. (3 trustees, clerk, W Carter, P Hyde, J&M Klodt, S Wjockewski, D Kolasky, W Kondratenko, T Pfile, D Guziack were present Mr/Mrs Young)

Lang reported on fire calls and reported talking with Mrs Young on the Mangold situation and what would be a compromise to that property, move all valuable antiques, move junk and mow grass and he relayed this message to David Mangold but nothing has been done. Mrs. Young presented photos of the recent items he has brought in and she explained them. Recent items are wagon and conveyor, hay rake.

01 Klag asked the road asst about the Foots putting a plastic line under Wilkes Rd and Tim knew about it Klag moved to get prices, etc. about purchasing a cemetery mower, McKay seconded, RCV 3 yes. Klag reported on cable problems fees and boosters to be installed. Klag spoke to prosecutor on the Young/Mangold BZA hearing transcripts which will be reviewed.

02 Lang reported roof on the block building is leaking and perhaps screws could be used to fix the problem and moved to purchase screws and begin the work with our crew, McKay seconded, RCV 3 yes. Lang reported on sawsall prices and recommended the Milwaukee brand for \$185.00 and so moved, Klag seconded, RCV 03 3 yes. Lang brought up for discussion only on the cut off saw prices, carts and blades one for \$1550 and all prices were similar.

Klag reported on unfunded mandates with state assistance available affecting us would be the fire fighter training costs. He will work with Co Engineer on the subdivision road review committee.

McKay reported approval for Eberly C&D Issue 2 for \$81,000 from Ohio Public Works Commission.

Mrs Young wanted to know what to do and where to go on an electric fence Mr Mangold is erecting and Lang referred to the ORC stated an agreement was needed. Mangold will have 12 cows there and only 67 1/2 feet from the front of their house. The Health Dept should be involved in this. Dan Kolasky questioned if the trustees could be involved since it is under a court order and there is definitely a problem. The Youngs stated anyone can go onto their property to investigate the situation.

Paul Hyde presented the trustees with fence request and for them to do it correctly and get all steps done this time. Klag asked where the actual form was and Hyde stated he did not have it. Mr. Barnette was not at the viewing and he should be. He will get the petition.

Bill Carter asked if the town hall windows have been addressed. McKay stated the Historical Society should recommend type of windows, etc. as the money is appropriated. McKay stated we will bid the windows. The Historical building would have to be rennovated back to the way it was originally and that is not economical nor practical. Other repairs were discussed.

ZI gave his report on permits filed and he will go to prosecutor Fri on violations. Mary Klodt questioned the reorganizational meeting and questioned the ZI's bad health and McKay stated the former bad health, it was explained and she further explained his controlled diabetes and he is in good health. McKay stated an assistant ZI would help in many instances.

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Tim Pfile gave the road report on spreading 304, replaced several street signs, tuned up mowers, reviewing all cemetery records and deed books.

McKay stated Ohio Edison called about out street lights and we will be billed. ZI mentioned another variance application was filed with the secretary and he will have the building 28 feet high and will not be agriculture and will be Jan. 22 with the other hearing.

McKay made the motion to appropriate receipts #5806 thru #5809 totaling \$570.00 and to pay warrants #16438 thru #16459 totaling \$7,466.60, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 8:45 pm.

Leonard D. McKay

Debra L. Hart

Minutes of

Meeting

Thurs, Jan 22, 1998, 8:00 p.m. Randolph Town Hall

National Graphics Corp., Cols., O. Form No. 1097

Held
Chairman McKay opened the meeting with the reading of the minutes of the previous meeting and financial statements which were approved as presented. (present 3 trustees, clerk, B Carter, J, M Klodt, D Kolasky, G Harrison, P Hyde, W Kontradenko, S Wjockewski, R Lang, Mr/Mrs Maragolis, Mr Burdette, Sheriff's deputy, R Moledor, H Smith, D Young, C Haught, D Wise, A Kline, T Pfile, D Guziak, M Young, were present)

Lang presented his fire report including calls for 1997, EMT-A training, with a reimbursement from the state grant, flow tests and station renovations completed, evaluating trucks & equipment.

Lang stated Jeff Mitchell was not reappointed to zc as he did submit his resignation and the position is open and we have an appeals board retiree. They are Reviewing resumes and at next meeting all 3 will be filled. The Young fence is a civil matter according to the prosecutor.

Klag stated an electric fence problem on Maxwell Rd for a rottweiler dog running loose, and it also is a civil matter and can take no action. Klag reported a complaint on sidewalk parking at Sarges and it is County Rd. Richard Lang gave the history of the situation. Enforcement is the problem. A deputy is here tonight because Mr Mangold made threats on Mr Young's life and thanked him for attending. Klag reported on the cable meeting today including upgrades, boosters, more channels, better service and less system failures, and there will be a stand by power source between 2 am and 6 am for minimal disruption in service, questions were fielded and a map of the area viewed. Klag wrote to the company regarding our franchise fees due, and increase in rates especially for Senior Citizens, will have different packages offered to residents up to 51 channels. Other questions were fielded and gave a history of cable here. Klag mentioned the lots on Eberly Rd and Klag viewed them and they do look like lot stakes. ZI reported no mylars, etc. Klag mentioned writing to Water Resources on our sewer project requesting specific plans now that Issue 2 funds were approved.

Historical Society will have a town hall window report next meeting. Klag asked D Kolasky if there was a zoning meeting last Wed and if the secretary was present. Kolasky stated yes there was and yes she was there.

01 McKay met with Rd Super, contractor on Schroeder Rd project with Ohio Edison to move 3 poles and will be big improvement. Klag reported on subdivision meeting on park and open space and not on the roads and drives which we may have to maintain. It is a very important committee on the private roads. Klag made a motion to set 1998 appropriations of expenditures of \$1,197,141.31 from budget commission, *Lang* seconded, RCV 3 yes.

ZI gave his report on permits filed. T Pfile gave the road report including installing frost law road signs, have enough for next year but will need metal ones soon, purchased sawsall and did get a battery pack type for \$358 and got a drill motor, spread salt Sun Mon & Tues, filled bays, spreader box back together and ready to go. Klag asked about cemetery mowers and Larry has the figures of about \$6700 for a Woods.

Bill Carter stated 2 appeals hearings will be Mon March 2 at 6:30pm. Dan Kolasky stated last Wed meeting was a citizens meeting related to the land use plan. Paul Hyde stated Mr Murdock send the paperwork and he presented it. Richard Lang asked if anything would be done about the parking at Sarge's and the township is investigating it. The signs there are ignored and Klag stated they have to enforce it and Lang stated perhaps the owner should put up boundries.

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Record Commission met on archival items, destroyable items. *Rec - omitted on original*

Mrs Young asked about her fence issue which the fence is on the property line and the trustees can intervene, the prosecutor stated we were not to intervene. She then read some revised code sections about partition fences. Lang will call Lou Myers about this situation. She also asked about the cows there now on Mangold's property, complaints have been filed with the Health Dept. photos were presented. Paul Hyde asked about the 100 feet if it was from your own or a neighbor's house and it is a new moving of cows and from a neighbor's house.

Mr Maragas of Schroeder Rd and he questioned the project being done there, McKay stated it will be done in 1 day and they will be notified when, he asked about the power poles and they will be moved sometime in March, McKay stated only 1 was on his property and will be moved slightly West only. No interruption in service.

02 McKay made the motion to appropriate receipts #5810 thru # *R20-98 Re* totaling \$16,419.99 and to pay warrants #16460 thru #16496 totaling \$14,849.57, Lang seconded, RCV 3 yes, There being no further business meeting adjourned at 8:50 pm.

Leonard D McKay
Dwight Carter

RECORD OF PROCEEDINGS

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Minutes of

Meeting

Regular meeting of Randolph Township Trustees National Graphics Corp., Cols., O. Form No. 1097

Held

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Thursday, February 12, 1998, 8 pm Randolph Town Hall

Chairman McKay opened the meeting with the reading of the minutes and presentation of the financial reports of the last meetin, all of which were approved as presented. (2 trustees (Klag Absent), clerk, W Carter, Mr/Mrs Amerigus, J VanNostran, G Harrison, J/M Klodt, P Hyde, C Haught, B Murphy, W Kondratenko, Kline family, J Mitchell, D Kolasky, Mr/Mrs Sayre, Mr/Mrs Young, L Klodt, Mr Cerneva, D Guziack, Rodger McKay, A Kline present).

Lang gave the fire report for Jan on calls, training, rennovations of the station were complete. Lang made the statement by implication Jeff Mitchell is still on the ^{zoning} commission, Jeff stated he did not officially submit a resignation last year as was inferred. Annette Kline was also motioned to be re-appointed to her seat on the commission McKay seconded, RCV 2 yes, Klag absent. Lang made the motion for the appeals board opening of Marty Pero, McKay seconded, RCV 2 yes, Klag absent. Lang reported on Paul Hyde's fence, they will send a letter and view it and set a 7 pm hearing on March 12, 1998, McKay seconded, RCV 2 yes, Klag absent. Lang reported contacting our attorney concerning the Mangold complaint and the parties need to contact the prosecutor as both parties need to be in agreement, each 30 days is a violation. Mrs Young asked who she could call and was informed Chad Murdock.

McKay asked if the historical society had a report. Bill Carter stated the committee met and the historical society did meet and vote to ask the east side windows be done first similar to the way they are now, proceeding to the west then south gas filled thermopane type. The park lease of Rolliff property has been filed and retained as a natural park. Schroeder Rd meeting is set with all parties at March 2 at 9 am. Discussion was held about this improvement and this meeting will help answer questions. Mr Cerneva stated if he did not like it he would hire an attorney. The Amerigas stated they did not receive any materials and McKay stated Mr Cerneva requested the copies. Lang stated he was notified by John Schondrick was installing an Ameritech tower on Schroeder road and a rep will be at the next meeting to explain the area. Mrs Amerigas wondered where other locations of these types of poles are located and Lang stated it is on Matti Rd at Daniel Rodenbucher's and explained where it was. Questions were asked and answered regarding the number of towers, Mr Ameragus is opposed to any more towers being erected in this township, utilize another company's facility and look at that route. John Van Nostran asked who was the other company and the trustees could not answer his questions. It was suggested they attend the next meeting to get their questions answered.

McKay stated the Health Board is requesting a motion that the state subsidy be increased to at least \$4 per capita for state mandated services and indexed for inflation and gave a history of this subsidy at \$.32 per capita at present, and so moved, Lang seconded, RCV 2 yes, Klag absent. Mrs Amerigas stated the Health Dept gets grants from many agencies and she does not feel it is necessary. McKay gave the history in Portage County. Discussion followed regarding funding and services. This does not reflect back on to our property taxes.

McKay stated the yearly auction is in Edinburg on April 18. Fire Dept will get their items together. McKay gave an update on the winter conference last week especially regarding the 1990 census which was handled very poorly, other agencies will be working with them and McKay appointed Becky Carter, Adm Asst to be our representative, Lang seconded, RCV 2 yes, Klag absent. He complimented the clerk on her conversion to the new accounting system. Part timers will be hired in individual townships, McKay also asked about the cemetery where the old church was and it can be replatted and then sold, and other cemetery rules. McKay made the motion to purchase the 25 by 25 building for \$2500 to us Lang seconded, RCV 2 yes, Klag absent.

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Held February 12, 1998 Continued 19

01 ZI gave his report on complaints which were handled. Road Super gave his report including Schroeder Rd meeting on March 2, culvert which will need to be ordered, we may be able to deduct this expense from the grant. McKay made a motion to so order, Lang seconded, RCV 2 yes, Klag absent, culvert installed, tree removed, salt left, he would like to chip & seal about 8 to 10 miles of road this year and will have costs by next meeting. pump replaced in rental house, replaced all nails on the block building, Bilco entry doors installed, roll bar bearings installed, portable generator was rebuilt, dug out half of dirt on west end of garage, cemetery tree taken down as were some bushes.

Mrs Young asked if any new word was heard on Mr. Mangold and Lang stated no. McKay reported the humane society sited him and Mrs Young stated a type of shelter was built by Mangold. Mr Young thought trustees could take bids to get the property cleaned up, but Lang stated the prosecutor did not approve of that method, McKay stated the township could foreclose on the property. Mr Young stated he would expect something to be done as nothing has been done. Mrs. Young stated this is the 8th year on this case and it is getting worse. Mr Young ^{asked} when are the trustees going to do something about it. It is getting much worse and it is spite on his part. Lang stated nothing can be done as it is in appeal. Mr Hyde stated that nature happens in a farming community. McKay will report at the next meeting on this. McKay gave a summary of what might happen, in this situation. Mr Young stated what is right is right and the proper course of action should be taken to get it righted. Mrs Young cited mowing in Ravenna would be put on their taxes and done for them if it was not handled.

08 Lang reported Feb 18 at 8 pm is a zoning workshop. McKay made a motion to appropriate receipts #21-98 thru 29-98 totaling \$5,033.64 and to pay warrants #16498 thru #16559 totaling \$34,175.37, Lang seconded, RCV 2 yes, Klag absent. There being no further business, meeting adjourned at 9 pm.

Rlc
omitted in
error

* Mrs Young stated she looked out her front window to see a cow relieving itself.

Leonard D. McKay
Dwight L. Carter

RECORD OF PROCEEDINGS

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Regular meeting of Randolph Township Trustees

Meeting

Thurs. February 26, 1998, 8 pm Randolph Town Hall National Graphics Corp., Cols., O. Form No. 1097

Held

Chairman McKay opened the meeting with the reading of the minutes of the previous meeting and presentation of financial reports, both of which were approved as presented. (2 trustees, Klag absent, clerk, B Carter, D Kolasky, J, M Klodt, Mr/Mrs Cerneva, Mr/Mrs Shondrick, R&M Horning, C HAUGHT, 5 REPS. from Ameritech, R Klauka, M/M Young, W Kondratenko, D Mangold, L Klodt, R McKay, Mr Ambauch, D Guziack, L McConville, D Toth, T Latts, Daniels, B Toner, Mrs Merigus, Mr Klinginsmith & others were present)

Lang stated the Ameritech reps would present their statements. McKay stated they were addressing the trustees and comments should be made to them. Luke McConville introduced the other 4 reps present. McConville gave the history of the project, how a location is picked, etc. Mr Toth then addressed the trustees citing location, McKay asked if a present tower could be rented, this was explained with maps and there are no towers in this area to be utilized. Glen Daniels further explained location of towers, he explained the power output which is low and explained the height needed for these low power phones. Photos were given of the area and since the tower is less than 200 feet it will not be lit. An additional carrier would be able to use this tower as it will be constructed. They feel they have proper room. McKay asked about digital technology and was informed that around here it was not practical. Transmission was explained and why. Satellite is very expensive to operate and maintain. Ground stations are also needed with satellites. They presented the list of property owners who were given notice of this proposal. McKay stated they have received complaints from Mr Fishburn and Mr Cerneva and this puts the decision to our appeals board. They should contact the ZI to set up a hearing. They will stay after the meeting to answer questions.

Mrs Cerneva thought this was deceptive and it was explained that they were to be here tonight and the minutes read so stating this fact.

Lang reported on the Hyde/Barnett fence problem. McKay asked David Mangold who stated there are various subjects being brought up at the trustees meetings and cows relieving themselves, etc. and perhaps they should get the fence built and they are using valuable twp time and trustees have more important things to do and this case is in appeals. The electric fence is on the property line and Lang wondered if they had a signed agreement with Youngs and Mangold stated he did not think they had one. Attny Jeff Myers filed a brief on Feb 23 and prosecutor will file Trustees brief on Thurs and we will wait on the appeal.

Mr Young stated he talked to Chad Murdock and if it is proven to be a line fence the trustees would intervene if this were the situation. Trustees have the duty to enforce laws in their twp. The fence is on the line according to the survey of 1986. we will send letter, set a hearing view the site and come up with an answer. Lang made the motion to have the hearing at 7 pm March 26 McKay seconded RCV 2 yes Klag absent.

McKay stated the Schroeder Rd Issue 2 project was discussed at the last meeting and it was started Oct 28, 1993 and all codes, county and stat were followed, it was surveyed and the county engineer put stakes on the right of way, he explained this process and we would have to pay for it if it was stopped and he further explained the project, there are concerns on various cuts to be made and a meeting is set for Mon, March 2 at 9am at the town hall to better view the plans. Co Engineer's office, Joe Mosyjoecsey, Thomas Asphalt rep also. Bonnie Cerneva wondered why the meeting is scheduled at 9 am when many are working. Mr Cerneva had questions and stated if they find one mistake in the process, it can be stopped. Everyone wants a country setting with highway road. Lang explained the road project plan. McKay stated the residents could petition to have the road vacated and they take care of it themselves.

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Held Feb 26 - Continued

19.

Dr. Wm Watson said he knows nothing about meetings, etc, only knows about this meeting since a neighbor talked to him. Lang stated The meetings are in the newspaper. Dr Watson wanted notice of the meetings and they are in the paper. The Road Supervisor stated it was stated before the auction that the road was to be improved. Mr Fred Ambauch stated it was informed at the auction of the improvements.

McKay stated we will have to bid for windows if the improvements were made and it only goes to the voters for approvals only if we mortgage or borrow to do this improvement.

Lang reported the model zoning code is in and a zoning meeting will be held March 14 by the prosecutor and it is only for zoning personnel. Mrs Merigus states this is a sunshine law and and she should be able to attend.

McKay congratulated the clerk for her election as a state director for the OTA. The newsletter went out last week. Dr. Watson lives in Louisville and until he has an address in Randolph, he will not get one.

McKay stated the library requested a bike rack and so moved to purchase one, Lang seconded, RCV 2 yes, Klag absent. Mr Hyde wondered if East Mfg could make one and Lang explained the process. Mrs Merigus wondered what was to be put in on Schroeder Rd and how much property will be taken for culverts, ditches, McKay stated we have to order it and may or may not use it on Schroeder Rd. Road Super stated the road will be 18 ft wide with 1 ft of berm, in places berms and ditches will not be needed and these are in the blue prints. He explained the road process for improvements. She has not noticed any need during rains. She wondered if Ameritech could not use another tower. Mr Cerneva stated some cities only allow one tower and McKay will look into it.

ZI reported on permits and he thinks we should check on the windows to have the people vote on it if it is over \$10,000. Trustees so noted this. Road Super gave his report including: chip and sealing 4 roads or 9.265 miles, need to advertise for supplies. 304 was spread on Dibble Rd, order pipe for Schroeder Rd, installed speed limit signs and will post Alexander & Taylor, working on recycled furniture, truck maintenance, brush mowing and a project list.

McKay made the motion to appropriate receipts #30-99 thru #42-98 totaling \$13,173.78 and to pay warrants #16560 thru #16591 totaling \$14,498.04. There being no further business meeting adjourned at 9:00 pm.

Leonard D. McKay

Deborah Carter

RECORD OF PROCEEDINGS

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Minutes of

Meeting

Special meeting of Randolph Township Trustees

National Graphics Corp., Cols., O. Form No. 1097

Thurs, March 12, 1998, 7:00 pm Randolph Town Hall

19

Chairman McKay opened the meeting by turning the meeting over to Trustee Lang who explained its purpose which was to possibly render a decision on the line fence for property owners Paul Hyde and Lorren Barnett on Randolph Road and the financial responsibility for same at 3611 Randolph Rd & 3655 Randolph Rd, after they are sworn in testimony will be given, all statements and facts will be directed to the trustees only. McKay swore witnesses in. Lang stated the fence would be on the east/west side of the Hyde property and how this relates to the Barnett property. (3 trustees, clerk, J Klodt, M/M Hyde, D Mangold, L Barnett, Mrs Maragas & Daughter, D Kolasky & W Kondratenko were present.)

Paul Hyde stated he wanted to put up a partition fence to keep his cattle off Barnett's property and it does need replaced as it is in bad repair. Lang asked for the benefit to both land owners. Hyde would be able to use his property for his cattle and Barnett would not have the cattle on his property and they could do damage to Barnett's property.

Loren Barnett stated if he had cattle he would not ask his neighbor to put it up, he does not feel it is his financial responsibility to do this.

Lang stated the ORC states if the financial responsibility is to be shared, and it does have to prove to benefit both and Mr Barnett is NOT CAUV, Barnett has a small park and swimming hole in back, he will not have livestock and only 2 children under age of 18.

McKay asked Mr Barnett if he did any farming and or had any farm animals and Barnett stated only dogs. Mr Barnett stated there was a barbed wire fence there but is not there now but he does have a fence between his fence and Bryans which is barbed wire but it is not used for animals at this time. Klag asked what the projected cost of the fence and Hyde stated cheapest was \$3,700. They estimated it was about 1500 feet. There is a fence between Meachan and Seigferth's property and it was fenced before Mr Barnett moved there.

Klag asked Barnett's advantage of this fence and Barnett says none for 9 years. Mr Hyde stated the ORC does not state if he farms or not whether it is beneficial, Mr Barnett has taken a tractor through his fence and not told him but they would not want to round up his horned cattle. Mrs Hyde stated a limb fell on the fence and no one notified her and a calf got out, wire was taken down to remove the tree branch. The fence does need repair. Lang stated that the trees did cause some problems. Mrs. Hyde said since the gas well was put in and the field was used for hay. Lang stated the benefit to Barnett's is to keep the animals out of his property. Mrs Hyde stated also Mr Barnett's liability if the cattle came out from Barnett's property. ORC was cited again as to the benefit to each land owner. Hyde stated the fencing would bring the property value up if he sells the property as it would be ready to use for animals. Mr Barnett stated he does not plan on moving. Mrs Hyde said anyone can say they are not going to move.

Klag asked what the increased value might be based on and Hyde stated perhaps \$1500. Klag stated does he need to have it enclosed and Barnett does not. Scenarios were cited as to the use of the land.

Lang made the motion to vote, McKay seconded, RCV 3 yes. Lang moved to site the ORC 971.02 that he did not feel there was enough evidence that the Barnett owner would not benefit and vote against Mr Barnett's financial responsibility, McKay seconded, Mr Hyde stated a life would be the cost of the fence, RCV 3 yes. Lang stated this decision could be appealed in court.

The hearing so ended at 7:21 PM

[Handwritten signatures: J. Klodt, D. Kolasky, W. Kondratenko, L. Barnett, D. Mangold, M. Maragas, P. Hyde, L. Barnett, D. Seigferth, M. Meachan]

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Regular meeting of Randolph Township Trustees

Held

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Thurs, March 12, 1998, 8:00 pm Randolph Town Hall

Chairman McKay opened the meeting with the reading of the minutes and presentation of financial reports, both of which were approved as presented. (3 Trustees, clerk, D Mangold, W Kondratenko, Mrs Maragas & Daughter, D Kolasky, B Carter, J Klodt, B Hilgert, Mr/Mrs Hyde, L Rogers, N Laubert, B Murphy, P Wise, D Murphy, C Haught, R McKay, B Carter, T Pfile, Mrs young, M/M Cerneva, D Guziack, L & M Klodt, G Harrison were present)

Lang gave the Feb fire report on calls, membership, training, public relations with cub scouts, preparing for open house and easter egg hunt and it is open to all, seminar in Indianapolis and requested 4 people be sent for about \$850 and so moved, Klag seconded, RCV 3 yes. March 26 is the Mangold/Young fence hearing but the health board said some of it was moved. Mrs Young stated the situation. March 25 at 5:30pm trustees would visualize it. Lang stated Aristotle Maragas also wrote against the Ameritech tower on Schroeder and a hearing will be April 13. Mrs Maragas noted 3 violations and Mr Shondrick & Ameritech did not follow ORC they used legaleze, location was not included at all, which make the violations and Lang stated it would go to the appeals. Mr Cerneva stated as long as they are public utilities their lawyer said they could put it anywhere they want to even in the middle of the street, he said the state supercedes local zoning and Lang stated except for cell towers. Klag explained how the BZA can get the hearing if a neighbor opposes the tower. Mr Cerneva further stated maybe a case was won where it could not be put in residential. Mrs Maragas cited 2 tv shows on soundwaves and how criminals are subdued with soundwaves, it does alter the body, cell phones have been linked with cancer and the children in the area will be exposed.

Klag updated on the sewer project, dates for various phases, Issue 2 funds have been approved for Phase 1, and these are the only funds available at this time. Pam Wise asked how much it would cost per foot and Lang and Klag stated at first about \$40, up to a total of about \$6500. Klag stated Randolph came in 3rd for lots created for building in 1997. Klag had a fence problem complaint with Mr Coury, a chicken wire fence for hogs, chickens, ducks, but it is not a line fence as it will be in 2 to 3 feet, perhaps it will be a health department problem.

Lang needs new springs for a truck and so moved to spend \$300, Klag seconded, RCV 3 yes. Lang made a motion for workers comp coverage for fire and ems duties, McKay seconded, RCV 3 yes. Road Super gave the road report including picnic shelter work, finished putting together recycled furniture grant items, McKay explained these tables and their placement throughout the community. Road Super reported on road salting, literature on tractors and time is of essence to begin mowing grass. Discussion was held on specs needed, McKay moved to advertise for a tractor specs to be made, 15' bat wing mower, Lang seconded, RCV 3 yes. Lang asked about a Woods mower price of about \$6,700 and they are in stock. This was tabled. Mr Hyde asked if the International was to be replaced and Lang stated it was in addition to mow yards. McKay has been using his own personal tractor for this mowing and that is not right.

Mrs Maragas thanked twp for 2 children playing signs and also ordered farm machinery signs. Klag stated we would advertise for individual for cemetery mowing, qualifications will be stated for 20 hrs per week, pay is \$7.50 per hr, McKay seconded, RCV 3 yes.

ZI reported 4 variances on April 13. McKay made motion to hold April 9 meeting at 8 am Thurs, Lang seconded, RCV 3 yes.

Mrs Young asked if the trustee brief was filed and Lang stated yes.

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D Kolasky asked is the twp paying for medical coverage for any trustees? Lang stated yes. He asked for explanation, costs, etc, from Klag, when it started. Klag stated he felt Kolasky was directing these questions at him as he was at the insurance agency asking questions. Klag stated a motion passed Nov 28 and medical coverage was covered as was his wife, his was supplemental policy, he did not have ADD policy, Life, Dependent life and premium is about \$37 more per month than others, McKay is also eligible but is not taking advantage at this time and Klag's policy is \$738.80 per month. Kolasky asked what the window of opportunity to purchase it. Klag said He filed Nov 19 for it but the motion made Nov 28 and must be done prior to the first of the new term. Kolasky asked why it was made after election and would the motion have been made to cover a trustee other than Klag or McKay and perhaps if Klag was not elected and all new trustees could apply only if the motion was made. Lang asked where this was going. Kolasky asked what the monthly salary of trustees was. \$666 per month McKay stated and Kolasky stated the insurance was more than salary and George gets \$16,000 for this per year and can trustees justify this cost. Lang stated the trustees can have this, it was agreed and it is a done deal. Lang stated part time jobs can vary. Kolasky said it was not justifiable. Klag stated would Kolasky take it and Kolasky said no. This was explained that if Kolasky did not have insurance, he would have to pay it out of his pocket. Mr Hyde asked if you cannot afford insurance he can afford to pay trustees insurance but not his own families' insurance, was that right. Lang said it is a perk. Much is in the ORC. Kolasky stated a trustee in the past had a small policy for about \$30 per month and why was this one so much. Klag stated the twp supplied medical coverage for employees according to the code and that is how it is done and the clerk could get it also. Part time employees could have it according to Kolasky. Pam Wise asked if we shopped for insurance and Klag stated we did. Wise thinks that is a very high rate. Klag stated perhaps age is a factor. Kolasky thanked them for their answers. Mr Cerneva did not know if he earned it as he missed a day pay on the Schroeder Rd project and he waited for them to stop and discuss his concerns but they did not stop and McKay stated he was sent a letter of apology and thought he was satisfied as it was.

David Mangold asked if Klag was proud of the dividing of farm land and Klag stated he was pleased with our progress in going forward. Mangold responded Development is an ongoing thing and the land use plan will get it under control. Dan Murphy mentioned he got the information and checks for the franchise fees, he mentioned it last year and would like to have his name removed from their list and Klag stated it was handled that Mr Jasso was informed of the change. Klag reported on the 5% fee for 1997. We still have outstanding 1996 funds due and what was received to date. McKay stated he will go over the chip & sealing projects and if funds are available as there are many pending projects for the road dept and perhaps at the next meeting a decision will be made.

McKay made the motion to appropriate receipts #43-98 thru #52-98 totaling \$27,722.49 and to pay warrants #16692 thru #16637 totaling \$10,074.18, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 8:55 pm.

Leonard D. McKay Rebecca L. Hartus

RECORD OF PROCEEDINGS

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Meeting

Special Meeting of Randolph Township Trustees, Cols., O. Form No. 1097

Held

Held Thurs. March 26, 1998, 7 pm Randolph Town Hall

19

Chairman McKay opened the meeting by explaining its purpose which is to find out the facts, information on the Young/Mangold fence situation on Hartville Road. (present 3 trustees, clerk, M/M Troyer, D Mangold, J Myers (Mangold's attorney), H Mangold, Mr/Mrs Young M Pero, P Hyde).

Trustees are to mediate only and Mike Lang took over the meeting stating Mr. Mangold constructed a line fence (electrified) against the property line of the Youngs and it is not to be electrified within 48" of the boundry. They hope to rectify the situation and keep it hopefully out of court.

Mr Young stated the fence is on or over the line and is electrified (he has video of it) Smaller cows get under it and other cows have been shocked by the single strand wire.

Lang asked if the property was surveyed and Mr Young stated yes they were accurate and missing ones replaced. Campbell and Associates were surveyors. Lang asked if the cows are between the single strand. Klag stated David was only speaking on behalf of his father with no financial obligations in this meeting.

Howard Mangold stated he was there when the survey was made and the tree he (Young) cut was on his (MANGOLD) property and the easement starts off the stake. He had electric fence and his kids untie the dog while he is away. (Young's do not have children, perhaps it was neighbors) About 1 month after the survey he set a railroad tie on his own side of the line and he accused Mr Young of moving the stake. NE corner is reference. It was moved 2 or 3 inches.

Lang explained the electrified fence on that line and that needs a written consent with both property owners. Mr Young stated if he moved the pin wouldn't there be evidence. Mr Mangold does not know when it was moved. Klag explained he saw the area and there should be some evidence of the moving of the stake and explained the timeframe. Youngs moved in August of 1996. McKay states the fence was on the Mangold side of the line. McKay stated where the fence had been stretched as there was evidence of it. Klag stated it was 2" inside their line.

Lang asked Jeff Myers, Attorney for Mangold if he had any information. Mr Myers stated 971.03 concerns a partition fence and does not know if this applies and it is not intended to be a partition fence and is for his own intended purpose of containing his cattle. Any fence can be built on his own property. A partition fence would be different and this is not. Lang stated the fact that it was electrified. Mr Myers read that part but it is not a partition fence so it does not apply.

McKay asked why the wire was on the outside of the fence poles and Mangold stated the ties pushed the fence off his property and McKay stated then it would not be a partition fence. Lang stated the poles are next to the pins and how much closer can you get. They are on the pins now. Mr Young asked what the law describes as the distance. Lang asked Youngs what their feelings are and Mr Young stated 100' or more from his house and at least 1 foot from his other boundry. Lang asked if that was agreeable and Mangold said "no." Klag stated the Health Dept is concerned about the distance to the dwelling and the main fence is well within the 100' but if it is moved back they would not be 100'. David Mangold stated by having the fence on the outer post it lets the cows eat up to the edge and is less maintenance and it has an advantage. Mr Young asked they buy a lawn mower and mow.

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Special Facts
March 26, 1998 Contd.

Mr Myers was asked about the 100' distance and Mr Myers wanted the copy of the law on that. Mr Young stated it is the law 2103 Section B of the Health Code Sanitary Code of Health District Lang stated the problem is two fold and Mangolds are unwilling to move the pole and David Mangold stated they are high tensil strands and they would tug the stake over onto their property. The 12" wire will be hot just like it is now and the animals will be in on the North side and on East animals are not allowed in there. Lang asked if that was acceptable to Youngs? Mr Young said the fence is 3 feet short. Lang stated the scenerio as stated by Mangold and Mangold stated he needed a couple weeks to make the modifications. Mr Young stated that was not acceptable. Klag asked if the single strand was not electrified. Mr Mangold asked why Youngs had not built their fence. No answer. Klag asked if Howard Mangold was in agreement and Mangold said yes. Mr Young stated the tugging of the fence would not be satisfactory. Klag asked what it was used for before and he stated hay and farm storage. Mr Young stated this is part of an electric fence. Mr Young stated any electrified fence be 100' from his house and 1' from the drive. Mangold asked if he could put his hay up there and they said yes unless a building were constructed then it would have to be at least 10' from the line. If they do not move the fence the Youngs will take them to court. Mr Myers stated if the Mangolds would move the fence in so it did not touch Youngs it would not be a partition fence and take insulators off so it cannot be charged but Mangold said that would be too hard and they did not want to do that. No insulators should be on the fence, stated Lang. Mr Young stated if the fence is up the single strand does not keep them off his property. No fence on the line, said Young. Lang stated satisfy your neighbors or have more litigation. Mr Young called Rich Lashley and he was to look at the problem through the health department was it to make him happy but Mr Young says it is not to make him happy it is to solve the problem of the cows coming on his property. Lang stated the fence be 100' from his house and 1' from the drive side and not electrifying. Something permanent needs to be put up.

Lang stated both sides gave recommendations and it stands. Mr Myers asked if the trustees had worked with other partition fences, what time and Lang stated it was high tensil and was a financial issue. Mr Hyde explained his will be 6 strand high tensil but now it is 4 strands. Mr Myers stated the parties had to agree to the type of fence but it did not state the type.

McKay thanked all for attending and their participation. An understanding was reached but not an agreement. David Mangold asked what time frame would be satisfactory and Lang stated they could not rule on that. They will run it by our legal counsel. Meeting adjourned at 7:45 pm.

Leonard D. McKay
Rebecca L. Carter

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National Graphics Corp., Cols., O. Form No. 1097

Held Regular meeting of Randolph Township Trustees

19

Held Thurs, March 26, 1998, 8 pm Randolph Town Hall

Chairman McKay opened the meeting by stating the minutes were on display of both the special Hyde/Barnett fence hearing and the regular meeting, and the presentation of the financial statements which were approved as presented. (present 3 trustees, clerk, M/M Troyer, C Haught, P Hyde, J,M,L Klodt, W Kondratenko, D Kolasky, B Murphy, P Wise, Mr Mrs Trout, Mr Mrs McIntyre, W Carter, D H Mangold, D Guziak, T Pfile.)

- 01 McKay gave a prayer and the pledge was said. McKay moved to accept the minutes as presented, Klag seconded RCV 3 yes.

- 02 Lang gave the fire report on training, show attended, new equipment and they will look at the grant for this. Klag said the motion was tabled for a Woods cemetery mower and asked T Pfile about it as a 20 hp woods for \$7100. Questions were asked and answered about the type etc. Klag made the motion to go no more than \$7200, McKay seconded, discussion on delivery time and they are in stock RCV 3 yes. Klag stated we are advertising for resumes for cemetery mowing and other work and will be reviewed at the April 9 meeting. McKay reported the tractor was bid and will be opened the 9th also at 8 am.

- 03 Klag stated the Clerk received info on wireless towers and litigation not following local zoning regs., and we will watch this. Klag made the motion to deny the FCC overriding twp authority, Lang seconded, Discussion was favorable, RCV 3 yes. Klag stated March 14 officials attended a prosecutor seminar and today attended a Health levy meeting and we need to work with them on the levies. People do not realize what the Health Dept does.

- 04 McKay made a motion to adopt the alternate formula for local government and revenue assistance to include the park board to receive a mill from the commissioners portion, not the twp portion, Lang seconded, RCV 3 yes. McKay stated several Historical Society members are here on their recommendation we would advertise for gas filled thermopane and bid accordingly, 05 Lang seconded, RCV 3 yes. McKay reported on bills being passed in the State and HB 657 on transient vendors allows trustees to prohibit these activities. McKay asked the ZI about this and he will give him a copy to study and get it into our zoning book. You can require a fee but you cannot keep them out.

ZI gave his report on a very good month with 4 variances on April 20 at 6:30. Tim gave the road report on salting, burial, pot holes patched and brush cut back on roadsides, got culvert pipes for Schroeder Rd and it is ready to go but need to discuss the amount of miles we can chip & seal and bid for the stone, etc. McKay will have it by the next meeting. ZI asked if something could be done about the 4-wheelers in the twp. The noise is the complaint. Lang stated he did not think too much could be done and Pam Wise says she stops them, tells them how she wants them to go and they get the point. The riders need to show consideration. Lang stated his children had agreements also and it seemed to work, but our nuisance complaint is vague. McKay also had a complaint at the Fairgrounds Rd park. Discussion followed.

Dan Kolasky stated April 2 Tracey Kulikosky of the Planning Comm will be at the meeting to rebuild the zoning code, cell tower inclusion, etc, with a rewrite about the end of the year at 8 pm. ZI requested Lou Myers be hired to make sure all is legal. Dan explained the planning comm. will help, some will be taken to our prosecutor and perhaps reviewed by Myers.

Howard Mangold stated a wood clad vinyl window would be good and McKay read the specs to him.

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Regular

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graphics

National Graphics Corp., Cols., Form No. 1097

Held

March 26, 1998 Cont'd

19

Mr McIntyre stated the property next to him has been sold, is the building complete now? or does he have 2 years to complete it, he did not use it for the original purpose and what is the opinion. Lang stated he has a permit from Randy Booth to build a house, ZI stated he would put siding on the building to match his house and it is 100% legal. It will be agriculture. Bill Carter stated it is an eyesore and he cannot see how it would be legal as ag on marginal ground, the site is too close to the road, new people can claim it an accessory bldg, it is not finished and he feels it should be torn down as it does not meet any set backs, etc. Trustees should take a stand or make compensation. It does not meet the requirements for accessory bldg. Klag stated perhaps the ZI should send the new owner a letter and the ZI says it is 100% legal. The new owner will keep his tractor, mowers in it. Mrs McIntyre stated it is not well built and not safe. Mr McIntyre explained this situation in technical language on the building. ZI said it was checked and it is fine and Mr McIntyre said it would not pass now. McKay stated it would be good for the bldg dept to come down now. ZI stated the concrete was checked and Klodt stated he was wrong that it was inspected but Mr McIntyre stated it was not as it was agriculture. There should be something written on the inspection. The house is in front of the bldg. with 10' between the house and bldg. Trustees looked at the drawing and had questions answered and comments made. McKay will contact the bldg dept Friday am. Mrs McIntyre explained the situation, and they do not want to have bad feelings with the new people but the building is creating a problem. Klag stated a letter should be sent and ZI said a lawyer was present. Klag made the motion to send this letter from the trustees, McKay seconded, RCV 3 yes. The bldg always has to stay agriculture.

B Carter stated variance hearings on April 20, there are 5 hearings. no 58 and 59 are the same applicant, it is 2 separate properties and should 2 fees be paid and it should be paid before the hearing. McKay asked ZI to get it and he said he would Fri. am.

McKay made the motion to appropriate receipts #53-98 thru #67-98 totaling \$216,568.38 and to pay warrants #16638 thru #16670 totaling \$11,465.81, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 8:45 pm.

06

Leonard D. McKay
Beverly Carter

RECORD OF PROCEEDINGS

Regular meeting of Randolph Township Trustees

Minutes of

Meeting

Held Thurs. April 9, 1998, 8:00 a.m. Randolph Town Hall

Form No. 1037

Held

19

Chairman McKay opened the meeting with the presenting of the minutes of the special meeting and the previous meeting and presentation of the financial reports which were approved as presented. (3 trustees, clerk, J, L Klodt, T Pfile, B Carter, W Kondratenko, MR/MRS Baker, D Murphy P Hyde D Bunker were present),

W Kondratenko asked if it was not appropriate for the minutes to be read at the meeting. McKay stated Chad Murdock stated they did not have to be read as long as they were on display.

Howard Baker stated his rights as a property owner, responsibilities of being a property owner respecting neighbors. 2 yrs. ago a person moved in across from him and this person does not respect the rights of others and destroys peace and tranquility of neighbors. One neighbor was threatened with a knife and he stated other situations that happened in the area and the neighbors do what they want because they have a contact in the county and they do have relatives on the sheriff's dept. The woman got verbally abusive with the ZI and others. If he identified himself as an officer of the sheriff's dept then a report should be filed with Kaley that he is abusing his badge. Mr Baker borrowed a video and does have 4 days on tape out of a week when they brought dirt bikes onto their property and other bikes trailered in and they run them for hours on end weekends and weekdays and feels it is offensive and does not want to make a complaint or have a fear of their neighbors retaliation and shame on you if you do not know it as a fact and they have to respect other peoples rights, if they run it in the back of the property it would be ok, but they don't. The tape shows many bikes on highway at high rates of speed doing wheelies, etc in the street and affects his ability to enjoy his property. He hears the zoning people are looking at the zoning laws and perhaps will address different noise but it covers the situation now as it affects the owners. Lang asked if ZI has the tape and Mr Baker said yes and explained the tape. They can smell the smoke from the bikes inside the porch which is enclosed. ZI has not yet viewed the tape. Klag asked if the complaint was delivered and ZI said yes regarding noise. Paul Hyde said they did not come on his property but a backhoe almost hit a yellow bike about 5-6 pm on a weeknight. Lang instructed the ZI to investigate and proceed. Klag stated the Sheriff's Dept could be contacted since it is on the road. The dog situation was explained with signs, dog shooting etc and it was being investigated. It is a perculator down there and some have attached together and abuse people verbally and Mr Baker feels he has to deal with this in some way. If that point is reached it will be Portage County history.

McKay stated we had bids to open for a tractor mower and we received 5 as follows:

1. Gause Equipment for \$16,884 for tractor and \$8,006 for mower which totals \$24,890. Massey Ferguson
2. Shetler Sales & Svs for \$15,475.87 for 53hp tractor and 63 hp \$17,256.55; mower is \$10,215. Befco brand
3. G.S. Canfield Equip. for \$17,222. mower \$9,327 New Holland or Woods mower \$8,623.
4. Bishop Tractor New Holland tractor & Woods mower Tr \$17,480.72 and mower \$7,736.76. or \$16,465.92.
5. White's Farm Supply for Massey Ferguson tractor \$15,480 and Woods mower \$8,060.

McKay said the bids would be studied to make sure they meet our specs and Larry and Mike would go over the bids. Mr Baker asked he would hope warranties, reliability, American made, community businesses would be considered as well as the bottom line. McKay stated the lowest and best bid would be considered.

McKay stated we also advertised for cemetery mowing and other work and have 3 resumes William Woods of 1003 New Milford Rd Randolph, Dean Steinel of 5335 Taylor Rd Randolph, and Gary Harrison of 3738 Randolph Rd Randolph. The resumes were studied and commented upon. Lang made the motion to hire Gary Harrison, Klag seconded. NOV 2 1998

April 9, Continued

335

Lang gave the fire report on calls, training, Easter Egg Hunt was a huge success with truck rides, questions, etc., purchased pressure washer and jumpsuits. Hyde asked about the old washer and Lang explained its problems. Klag reported ordering and receiving a new cemetery mower and it works fine.

02 Lang made a motion regarding the ballfields at 3636 Waterloo as OrC 515.32 they are open to public, not under control of park commission, titled to RTT, maintained by RTT and is not leased to any person or organization, McKay seconded, RCV 3 yes. Murphy asked if the ball teams turned over their lease and McKay stated yes and Murphy stated a special levy would have to be put on the ballot to maintain it and McKay stated general fund can be used for it and not have a levy and the prosecutor stated as long as it is not under the control of the park commission you do not have to have a levy to maintain it.

03 Klag stated he hopes to have the German Reformed replatted so we can sell lots. McKay stated HB 388 states twps should appoint alternate members to the zoning commission & appeals and so moved to appoint Dolores Hermann to the Appeals, Klag seconded, RCV 3 yes. McKay stated there is a temporary sidewalk and the old walks around the town hall have sunk and would motion it be replaced the entire way from state right of way to blacktop and repairs as needed, Klag seconded, RCV 3 yes. 04 Paul Hyde resubmitted on the fence law stating Mr Barnett is now selling his house less than 2 weeks after the hearing. He lied to the trustees and to Mr Hyde. It is for sale. Mr Hyde stated they do not need to view it and waived his right to the viewing, but letters should go out and a hearing held. McKay stated the realtor should be notified as Kruger 644-2221 is the realtor. Lang stated a hearing would be set next meeting as the prosecutor would need to be contacted. Hyde is talking to the ZI about this situation. They think some of the property has been sold for building.

ZI gave his report on permits filed and talked about the barn on Laubert and McKay stated as long as no car was parked in there it is agriculture and if it later should not be used it would refer back to accessory.

05 Road Super gave his report on cemetery work, pavillion ridge cap finished, salt box off, culvert on Maxwell Rd, patching, speed limit signs in and up, frost law signs going down, farm machinery signs up and chip & seal should be advertised for stone 1250 more or less #8 limestone delivered and 36000 gallons of MC-3000 oil and include delivery and application on twp roads, hauling, spreading and rolling of aggregate from twp stockpile and 7,500 MC-30 road oil delivered and applied with twp applying the stone. Roads were explained. McKay moved to advertise and open bids on April 23, Klag seconded, RCV 3 yes.

Bill Carter asked about the hot stove not renewing their lease and maintaining it with volunteers. How would the fields be striped infields maintained, etc. and do they have an agreement with the infield upkeep and Hyde stated perhaps an agreement would be made with them and it will be in writing and Mr Baker stated if this is community grounds and the community wants to play ball if the ballclub is on there who would get to use it, is there a schedule, how can any misunderstanding be avoided, other comments were fielded about this they carry their own liability insurance. Murphy asked if notice was given that the ball club gave notice and McKay stated he would have a copy at the adm bldg.

06 McKay made the motion to appropriate receipts #68-98 thru #84-98 totaling \$8,346.35 and to pay warrants #16671 thru #16705 totaling \$10,304.66, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 8:58am.

Leonard D. McKay
Deanna L. Carter

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Lang gave the fire report on calls, training, Easter Egg Hunt was a huge success with truck rides, questions, etc., purchased pressure washer and hoses. Hyatt said the old washer and Lang explained its problems. Klag reported ordering and receiving a new concrete pump and ship work fine.

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Meeting

Lang made a motion regarding the ballfields at 3636 Waterloo

and they are open for public control of park commission, titled to RTT, maintained by RTT and is not leased to any person or organization, McKay seconded, RCV 3 yes. Murphy asked if the ball teams turned over their lease and McKay stated yes and Murphy stated that special deputies should have been put on the ball field to maintain it and McKay stated that general swades has been used for fire and a note has been given and the stood present at the stated along (as this is not under the control of the park commission, you just had have Kolhasky, a Clay, McHarrison, Mr/Mrs Presley, W Kondratenko, D Mangold, D Guziak, C Booth were present)

Klag stated he hopes to have the German Reformed replatted so we can report on McKay stated that the state has appointed a separate member who the zoning commission 480 appealed and \$33,540 moved the appeal to the state and the appeal is on Klag purchased, RCV 3 yes McKay stated that the temporary lease was on the old walks around the town hall have sunk and would motion it be replaced the entire way from state right of way to blacktop and McKay stated that Klag seconded, RCV 3 yes follows: Paul Hyde assumed the house on the state of Mr. Bartlett is now selling his house, less than a week after the hearing. He lied to the trustees, and under Mr. Hyde's name is for sale \$11.05. Hyde stated they do not need to view it and waived his right to the viewing, but the trustees should get and, a hearing was held McKay stated, the realtor should be investigated as per \$644-221 is the realtor's name and the hearing was on the 11th of the month as the prosecutor would have to be contacted on Hyde's 3rd visit to the ZI about this situation. They think some of the property has been sold for building new town hall windows from Oakmont Pa, Thermotwin Window for \$11,249. McKay made the motion to ZI give the property permits and talked about the second, on the 11th and McKay stated as long as no car was parked in there it is agriculture and if it later should not be used it would refer back to accessory problems he checked out and explained the situations, calls from Water Resources requesting Road Super gave a report that the concrete work project was done and can be finished, salt and off the commission Maxwell McKay seconded, RCV 3 yes Klag stated the sign, street law sign, go in the town, ref, machinery signs up and chip & seal should be advertised for stone, 1250 more on the 11th, limestone delivered and 36000 gallons of MC 3000 and include delivery and application on the two roads, hauling, spreading and rolling. Of aggregate for road work, 1000 and 7,500 MC 30 and 1000 delivered and applied with (the applying the stone) Roads were kept in the project McKay and did the advertising and open bids on April 23, Klag seconded, RCV 3 yes.

Klag stated the prosecutor stated unless there was an increase Bill Carter asked about the photo to be only reviewing the case and maintaining it in the volunteer house. How would the field be agreed, striped and filed, maintained, chipped and do they have an agreement with the field to keep and Hyde stated perhaps an agreement would be made with them and it would be in Hyde's name and Mr. Baker stated in this community grounds and the community wants to play ball off the ball club, Hyde explained the situation. It is a situation, but can you not increase the value of the property if they have another lineality. Insurance stated Murphy asked if notice was given that the board had notice and McKay stated he would have a copy at the same time initiated about 2 weeks later. McKay stated their 98th anniversary \$8,346.35 and the pay warrants #1667 thru #16705 totaling \$10,304.66, Lang seconded, RCV 3 yes.

There has been a further business meeting as adjourning 8:58am. effectiveness of our RFD was lowered because of our good rural department, Lang explained the ratings, what it means to the homeowner, we had trouble getting out of a 9 rating, we thank Hanlin for his efforts to try to get this lowered. Lang reported on a letter from the County Engineer to support the MVL increase on the May ballot and explained the road cycles, repairs, replacement of bridges, and so moved to support this McKay seconded, discussion was favorable, RCV 3 yes. Lang reported at the last quarterly zoning meeting, it was noted that with the land use plan, model zoning code and in July we could increase the meeting numbers and compensation of appeals and is being investigated also. Lang moved to sponsor the memorial day parade, Klag seconded, RCV 3 yes.

effectiveness of our RFD was lowered because of our good rural department, Lang explained the ratings, what it means to the homeowner, we had trouble getting out of a 9 rating, we thank Hanlin for his efforts to try to get this lowered. Lang reported on a letter from the County Engineer to support the MVL increase on the May ballot and explained the road cycles, repairs, replacement of bridges, and so moved to support this McKay seconded, discussion was favorable, RCV 3 yes. Lang reported at the last quarterly zoning meeting, it was noted that with the land use plan, model zoning code and in July we could increase the meeting numbers and compensation of appeals and is being investigated also. Lang moved to sponsor the memorial day parade, Klag seconded, RCV 3 yes.

RECORD OF PROCEEDINGS

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Meeting

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RECORD OF PROCEEDINGS

341

Minutes of

Meeting

Regular meeting of Randolph Township Trustees

Held

19

Thurs. May 28, 1998, 8 pm Randolph Town Hall

Chairman McKay opened the meeting with the pledge and prayer and stated the minutes were on display as well as the financial reports which were approved as presented. (3 trustees, clerk, G Harrison, B Carter, J, M, L, Klodt, C Haught, Mr/Mrs Presley, B Murphy, D Guziack, M Young, W Kondratenko, D Kolasky, Mr kachmacher, W Carter, T Pfile, P Wise, *N. V. Raber* Mrs Morrison were present)

Lang suggested handling the town hall window bids which were opened last meeting, Thermo-Twin Industries is the low bid with National Environmental was the second, they would like someone local if possible. Lang suggested Gary Horning be present at the next meeting to answer questions and so moved, Klag seconded, RCV 3 yes. Lang reported Diane Bunker is on maternity leave and Holly Smith is on full-time and lot lines were established for the gazebo fence and prosecutor was contacted about the Morrison appeals meeting in 1971 and variance was given for a pizza shop and was described as such and Mrs Morrison was so informed. Lang reported the ZI was to inspect the fair grounds 3 times to make sure the west field was not being used and to continue to do so and make his presence known and prosecutor was contacted about "other commercial events."

Klag reported on the Eberly Rd water problem, gave background on it and the engineer feels the 4" drain tile indicates there is not enough fall to do the job and now wait for Mr Schmigle to decide; call from Howard Mangold about debris on his ingress and egress on his property and it is a civil matter and he should get with his attorney on this matter. Mr Young stated he always has had ingress and egress onto his property. Klag restated the problem with regard to the official boundaries and if his cattle get out the trustees will have to round up his cattle. Klag also checked on the case in the appeals and there is nothing to be done at this point. Mr Young talked about the electric fence being on the line and talked with the prosecutor office and trustees are responsible for enforcing all laws in violation and prosecute as it is against the ORC law. Lang will research it further. Zoning states he cannot have electric fence on the line and it is a health department reg also and the cows get out of their fence lines. Their pictures are dated and the video was dated also. They will loan the tape for the trustees to see at their leisure, and drop it off with the Clerk. Klag talked to prosecutor about cemetery lots where the plat has been lost such as German Reformed. Klag also had a complaint about the cable booster boxes installed. McKay stated Charles Ramer will attend the June 11 meeting and explained the content of his meeting.

ZI gave his report including permits issued including 5 houses. Berton Raber of Eberly Rd stated he has a trailer on his property to remodel his house and due to circumstances he could not work on it this winter and wants an extension of his bond which expires today. McKay suggested a month to month basis, Mr. Raber asked for 3 months. Lang made the motion to extend it 4 months for completion under approval of ZI to make sure all is done well, Klag seconded, RCV 3 yes. Road Report included the Community Center addition was begun, installed 300 feet of pipe on Aberagg, Thomas was to berm Schroeder last week but will do berming and seeding next week. Rd Super stated Mr Cerneva's cut was only about 4 to 4 1/2 feet not 9 feet as he thinks. McKay quoted the requirements and we have done that and more. Rd Super has patched, work in cemeteries and McKay complimented them on the cemeteries. Rd Super has an order to disinter a body for autopsy and had a letter so stating that it would be done within 1 day, discussion was held and Wood Funeral Home is involved and explained the process and charged

RECORD OF PROCEEDINGS

Minutes of

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Held

May 28, Continued 19

- 03 \$500 for this. Klag moved to follow the request and establish \$500 as the fee but if it does take longer than 2 days charge another \$100, McKay seconded, RCV 3 yes. Rd Super reported Gary was spraying fences and between stones at old cemetery as they are not planted around, etc. Lang asked about the Cub clutch and McKay made the motion to replace it, Klag seconded, RCV 3 yes.

Gary Smith states to Mr Young there is a sewer tile and Mr Mangold pumps his septic into this and it leaches onto Mr Smith's property and provided photos of it. Mrs Young asked if the township has enacted any law on health, safety of house, etc., but now there is plastic on his roof, we have no maintenance codes. Mr Young suggested enacting laws so this does not happen in the future, i.e. # of head of cattle per acre, etc. and this seem totally wrong. McKay states this is the humane society rules and this is agriculture and Bill Carter stated the entire twp is ag, the ag farming and situations with dairy farmers are all varying in nature, etc. So noted.

- rec 05 Heritage Festival is Oct 3. McKay made the motion to appropriate receipts #105-98 thru #133-98 totaling \$18761.46 and to pay warrants #16795 thru #16828 totaling \$10,504.76, Lang seconded, RCV 3 yes. There being no further business meeting adjourned at 8:40 pm

Leonard D. McKay
 [Signature]

RECORD OF PROCEEDINGS

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Special budget hearing & regular meeting of Randolph Township Meeting

Minutes of
Trustees

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National Graphics Corp., Cols., O. Form No. 1097

Thursday, June 25, 1998 8:00 a.m. Randolph Town Hall

Held

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Chairman McKay opened the special portion of the meeting by explaining its purpose which was to adopt the 1999 working budget. (3 trustees, clerk, J Klodt, D Jenkins, G Harrison, R Wise, B Carter, were present).

McKay entertained questions on the budget as presented. Klag questioned the health dept chargebacks due to the levy not being passed. Lang made the motion to accept the budget as presented, Klag seconded, RCV 3 yes. Meeting adjourned at 8:05 a.m.

McKay then opened the regular meeting with the pledge and prayer and the presentation of the minutes and financial reports approved as presented. (present 3 trustees, clerk, D Jenkins, J Klodt, G Harrison, R Wise, A Kline, R Kamchamer, B Carter T Pfile, L Klodt, were present).

Lang explained a heart monitor grant and exchange program and made the motion to appropriate \$2,000 for that and to pursue it, Klag seconded, RCV 3 yes. McKay asked if both of ours could be replaced as they are outdated and Lang stated yes.

Lang mentioned the hearing on the fair board case Monday. Klag mentioned a letter from Time-Warner about new programming and new services of fiber optics available after July 23 1998. Klag mentioned OTA wants cellular towers built according to zoning. So far the zoning commission is not working on it. Klag made the motion to participate in the Heritage Festival this year, McKay seconded, RCV 3 yes.

McKay announced Bob Ebie was elected as our Issue 2 rep. Oct 10 is a tentative trash collection weekend.

Klag stated we got a call and an article was in the paper for a July 9 informational hearing at 7:30 and they will try to work something out with it. It would conflict with our trustee meeting. Klag explained his letters to Mr Huff regarding LMI and other questions. Annette Kline stated she was here to discuss questions about the various literature circulating throughout the township and stated she did have some of the literature printed, she approved some and did not pay for some and she was stating it was removed from the library. The prices had been doubled but Lang mentioned ours have not even been stated as yet, so they are only approximate costs. Kline explained the land use committee's concern explaining that they did not want the business growth that they felt the sewer would bring and when the Bassett Rd zoning went down the group became active again. The group wanted to update their systems. McKay explained his thoughts on this as did Klag. The clerk reiterated the past according to her minute records when Mrs Kline wanted the sewer. Trustees do want this for health and safety of the residents. McKay made the motion to hold the July 9 meeting at 8 am, Lang seconded, RCV 3 yes.

McKay stated Gary Harrison has been working well for us and made the motion to hire him full time as of July 1, 40 hours per week at \$10 per hour, Klag seconded, RCV 3 yes.

ZI gave his report on complaints which are in the process. McKay mentioned Ms Hinton has put some barn stones in the road and she refuses to move them, Co Eng sent her a letter and she refuses and it is in court now.

Rd Super gave a road report on septic tank installed, lines in and inspection was called for, McKay reported the PPIC boys are working here and may attend our meeting. Rd Super stated they had springs repaired and the batteries in the loader were down and not rechargeable so they got new ones. The disinterment

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Minutes of

Meeting

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Held

June 25, Continued

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was yesterday and reinter is this am. Next week Tim will be on vacation and part of that week and the following Larry would be also.

Bill Carter got his answer as to where the fliers came from but feels since the land use committee completed its task but now challenging it should not come from a committee sanctioned by the trustees and they are now beyond that, the question is not challenging the decision as their intent. Perhaps residents could form their own committee for that. A Kline said he was right and they should not be coming from the land use committee. Carter is not happy with these fliers floating around. They should attend trustee meetings first and not cause misinformation to be circulated. Carter suggested letters to the editor with names on them not unmarked papers. These should not be tied to the land use plan committee as the plan covers all the township and the sewer only covers a small part. There should be disclaimers on the papers.

R Kramchamer agreed with B Carter on the sewer info literature as he was also on the land use committee and does not think this type of info is good for the township. Klag also agreed regarding the rumor mill and they are not sanctioned by the trustees. It muddies the water and now they are having a hearing for the public. Klag stated he writes to water resources on the status and he has related his answers, trustees have been trying and are working and now they are ready to have a meeting.

Lang questioned some of ZI permits as one does not have dimensions and another for an ag use building and the person does not have any ag and should not have this permit at 2870 Luli Rd as he was disassembling cars. Lang stated the land use plan discourages these permits if they are not in ag. ZI explained he cannot refuse to give them. The landowner swears he will use it as ag. The property line was questioned as being too close to the line.

06 McKay made the motion to appropriate receipts #140-98 thru #147-98 totaling \$22,455.87 and to pay warrants #16873 thru #16931 totaling \$64,347.89 Lang seconded, RCV 3 yes. There being no further business meeting adjourned at 8:45 a.m.

Leonard D. McKay
James L. L...

RECORD OF PROCEEDINGS

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Minutes of Regular Meeting of Randolph Township Trustees

Meeting

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National Graphics Corp., Cols., O. Form No. 1097

Thurs., April 23, 1998, 8 pm Randolph Town Hall

Held

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Chairman McKay opened the meeting with prayer and pledge then asked if there were any additions or corrections to the minutes of the previous meeting or financial reports, all of which stood approved as presented. (3 Trustees, Clerk, B Carter, Mr/Mrs Jenkins, Paul Hyde, M,J,L Klodt, D Kolasky, C Haught, G Harrison, Mr/Mrs Presley, W Kondratenko, D Mangold, D Guziak, C Booth were present)

Lang reported on purchase of a tractor and bat-wing mower, 5 bids received: White Farm Equipment \$15,480, \$8460 or \$23,540 for unit. Bishop was second lowest. made motion to purchase from White's and gave its positive points, Klag seconded, RCV 3 yes.

McKay opened the bids for road materials as follows:

1. Paul Adelman Trucking, limestone \$11.10 per ton delivered
 2. Portage Limestone, limestone \$12.65 per ton delivered
 3. Bertilini Trucking, cinders \$8.44 ton, limestone \$11.95 delivered
 4. Hughes & Luli, limestone, \$11.50 per ton, MC 3000 delivered and applied, \$1.18 gal, Mc 30 delivered and applied \$.93 gal
- McKay made motion to purchase limestone from Paul Adelman and 2 types of oil from Hughes & Luli, Lang second, RCV 3 yes.

McKay opened the bid for new town hall windows from Oakmont Pa, Thermotwin Window for \$11,249. McKay made the motion to rebid since we only got 1 bid and, contact them, Klag seconded, RCV 3 yes.

Klag mentioned several water problems he checked out and explained the situations, calls from Water Resources requesting a letter of support for Phase 1 Sewer Project Klag made motion to send this letter and cc Commissioners, McKay seconded, RCV 3 yes. Klag mentioned the Schroeder Rd cable lines were moved.

McKay mentioned the walks around the Town Hall and so moved to not exceed \$2,000, Klag seconded, RCV 3 yes. McKay stated he called the realtor for Mr. Barnett's fence and explained the situation that Mr Barnett had decided to sell (Sherry Umbright) his house, keep the property and build and remain there. Hyde stated if you change an address aren't you moving. Klag stated the prosecutor stated unless there was an increase in value of the property for ag use only. Hyde said the new fence would not improve the value of his property. Klag agreed, but the circumstances are changing. Hyde said he had to tell the truth and so did Barnett, but he did not. It cannot be proved as to when he decided to sell. Hyde thought the entire issue was hinging on his divorce. Does this materially enhance the value of the property. Hyde explained the situation. It was Trustees judgement that it would not increase the value. Hyde said they were wasting their time if they have another hearing. Lang stated these are opinions. The ORC proves and procedure. Lang asked how we could prove he lied? McKay stated the sale was initiated about 2 weeks later. McKay stated their decision stands that it would not benefit their property unless they begin ag on the 2 acres.

Lang reported a letter from Hanlin & Ass. regarding the effectiveness of our RFD was lowered because of our good rural department, Lang explained the ratings, what it means to the homeowner, we had trouble getting out of a 9 rating, we thank Hanlin for his efforts to try to get this lowered. Lang reported on a letter from the County Engineer to support the MvL increase on the May ballot and explained the road cycles, repairs, replacement of bridges, and so moved to support this, McKay seconded, discussion was favorable, RCV 3 yes. Lang reported at the last quarterly zoning meeting, it was noted that with the land use plan, model zoning code and in July we could increase the meeting numbers and compensation of appeals and is being investigated also. Lang moved to sponsor the memorial day parade. Klag seconded, RCV 3 yes.

RECORD OF PROCEEDINGS

Minutes of

Meeting

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Held

April 23, Continued 19

Klag reported on possibly chip & sealing the cemeteries. Discussion was held and Road Super said he had some prices and it should be double chip and sealed plus paving price.

McKay made the motion to spend \$3,000 for plastic colonial fence at the east and north gazebo area with Lions furnishing labor, Lang seconded, RCV 3 yes.

Paul Hyde asked if George got a call from the dog warden and Klag explained it and Hyde said the Warden suggested the Barnett property be fenced if his dog was going to run loose. The dog was back in the house, but should be kept under control. There is a fence battle going on there said Hyde. The fence law does not support either of them and Hyde asked if they read the ORC, and asked them to read up to the .37 not .27 sections. Hyde is not real happy with them reading half of the law. It will be electrified high tensil fence and he will have a pig barn.

Cindy Booth 2543 St Rt 43, purchased lot on Laubert Rd with ag building next to McIntires and wondered what the stand is on this and McKay stated as long as it is ag even if they wanted to convert it as accessory, they were ok, it is in the zoning laws and they can pay and so do this as an option. McKay explained the ag permits. An accessory building will be inspected and they have 3" side line. Lang asked what our side yard was and they said 10'. She stated the front of the house is behind the building. Klodt checked it out and says all is fine as stands and 100% legal. The 2x6 might have to be 2x12 to make it better and she wants it to remain ag not accessory and it meets all regs. Lang stated so noted. They would have to apply for permit if they change the use.

Dr. & Mrs Jenkins at 991 Pamer complained about a dirt bike track, noisy, dusty and it is every day occurrence, cannot be outside as noise, bikes and Lang suggested he talk to the ZI, send video tape if possible and file a nuisance complaint and Klag stated he witnessed it also and talked to the boys then but Dr. Jenkins said they were there this Tues & Wed. Lang asked him to call the ZI. The boys stopped twice but then began again. More discussion.

David Mangold stated the neighbors seem to be under control but asked about the whereabouts of ZI on April 5 and Mr Young is being involved in things they shouldn't be in regard to the humane inspector taking a calf off their property. Discussion was held about this and David said it was stolen and they better legally be concerned and McKay stated they are legally concerned. David was busy and not made the adjustments and Klag said it has been 8 years for adjustments.

ZI gave his report on permits filed, complaints also. Road Super gave his report on gas line installed to fire station, lock on generator bldg, items taken to auction, plows, v-boxes out, contractor started on Schroeder ditching and culverts installed and hill cuts Mon weather permitting. complaints on ditching but he feels hardly any ditching has been done and a threat about someone wanting to shoot someone and probaby Monday he will be mad, sidewalk and overhang torn out and also canopes over doors at Community Center and perhaps Portage Awning could quote and lights are needed there, purchased batteries, new man is doing good job, forks for backhoe to move tables, etc.,

McKay reminded all to vote May 5, health levies, MVL levies, next mtg May 14. Announcements made.

McKay made the motion to appropriate receipts #84-98 thru #100-98 totaling \$39,034.33 and to pay warrants #16706 thru #16740 totaling \$13,552.97 Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 9 pm.

Leonard D. McKay

James H. Carter

Minutes of
Held Thurs, May 14, 1998 8 pm Randolph Town Hall

Meeting

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National Graphics Corp., Cols., O. Form No. 1097

Chairman McKay opened the meeting with the pledge and the presentation of the minutes & financial reports of the previous meeting which were approved as presented. (3 trustees, clerk, B Carter, J,M,L Klodt, G Harrison, H Smith, R Moledor, Mr Cerneva, D Kolasky, S Bush, C Haught, W Kondratenko, P Knapp, R Kamerer, P Wise, Mr/Mrs Young, R Huth, M/Mrs France, R Wise, A Kline, T Pfile, M Presley were present)

W Kondratenko wondered why the minutes were not read and McKay stated the Asst Prosecutor, Chad Murdock stated if they were on display, we did not have to read them and people could get a copy for 50 cents per page, down from \$1 per page.

McKay explained the opening of bids on town hall windows:

- 1- ThermoTwin for \$11,249.00 original bid and was cancelled
2. ThermoTwin for \$10,999.00 replaces #1
3. National Environmental for \$14,594.00 or \$13,589.00
4. D & N Construction for \$24,040.00
5. Swauger Construction for \$7,486.00

Mr Swauger explained his proposal with a transom at the top, but his are vinyl inside and outside and includes kitchen window.

The Historical Society will look over the bids. McKay made the motion to table the bids and wait for a report, Klag seconded, RCV 3 yes.

Lang gave the fire report for April and made motion to pay for fire training and books \$940, klag seconded, RCV 3 yes. State reimbursed dept for past training, other training, pr. Lang stated a letter came from a Mr Umbaugh attorney regarding the Morrison case and the secretary is searching minutes on it and the resolution in our book will cover it and it is not necessary to meet with prosecutor, ZI, etc. Discussion was held on the past permit for food preparation and now he wants to use it for storage. Questions answered on dates, etc.

Klag stated we sent in our resolution of support for the sewer project, the next step is to have a meeting with them on it. Discussion was held about the timetable, costs, etc. A Kline asked if a meeting could be held next month and Klag stated when the costs were available the Water Resources Dept will set a date. M Klodt asked about the budgeting for the schools, township, etc. would it be levies and Klag stated perhaps they amortize the payments. The East Mfg disposal plant was questioned as to capacity and it is unknown if it is adequate. A Kline wants an income survey done and it is believed that would be up to Water Resources. Klag reported on the planning hours left as of this date is 39.5 hrs. he reported on a complaint about cable which power sources are being put in for better quality, etc. He also reported on the subdivision meeting regs.

McKay stated the sidewalks were installed, garden club has been getting all ready for Memorial Day. Clerk Carter presented the Randolph Lions Club with the Make a Difference Day Points of Light Honorable Mention for the Community Center project. She thanked them for all their work in the township.

McKay stated the grant tables are in and made a motion to pay for conferences and seminars Lang seconded, RCV 3 yes. Lang made the motion to change the June 25 meeting to 8 am with the budget hearing first, Klag seconded, RCV 3 yes. McKay made the motion to join Frank Gates for workers comp administration for \$823, Klag seconded, RCV 3 yes. McKay reported Charles Ramer of Solid Waste will be at our next meeting to discuss services he provides. McKay provided state names, addresses & phones for residents.

RECORD OF PROCEEDINGS

Minutes of

May 14, Continued

Meeting

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National Graphics Corp., O. Form No. 1097

Held

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ZI gave his report on permits issued, and 14 home permits in 1998 so far. Road Super gave his report including sidewalks in, Schroeder Rd with base in and top coat Monday, got new tractor and mower, trees taken down, footers poured, picnic tables put out, patching. Mr Cerneva is concerned about his driveway and perhaps if he had a cell phone business he would get attention and asked for the architect who made the plans he was here at 7:30 for a cell phone appeals hearing and the zoning people hid outside for 20 minutes. Bill Carter stated they had 4 hearings set and they adjourned for a break and they did not know who was here and they announced it and the board did not know if the cell phone people were there. Mr Cerneva interrupted several times. Carter explained the break they were taking and does not believe it is unreasonable to take a break after an hour and a half of meetings and if residents take exception it is up to them, they got an agreement from the next applicant for the break and they stated it was ok and they acted in good conscience and does not like the derogatory remarks a resident makes against them. Mr Cerneva wondered if they would take a break if he was late. Lang stated he was there and thought it was all in order. McKay stated the road project was not complete and Mr Cerneva was out of town and it will be fixed to his satisfaction. Mr Cerneva said he was lied to from the beginning regarding the cut. McKay said it is true and he is not an engineer nor an architect. He asked the Road Supervisor and Rd Super stated there was a disparity between the original cut drawings and the actual cut. Cerneva said he was lied to from 3' to 9'. The county engineer rep also reviewed the plans. Cerneva wants the architect to meet with his attorney and McKay said they would not at this time after discussion with the city engineer and architect.

Mr/Mrs Young stated Mangold is putting up a building without no permit, nor electric permit and showed photos of it. Discussion was held about these and ZI was asked about the bldg less than 16' which does not require a permit in the County. Mr Young stated there is electric there also. There is also a sewer tile recently put in and the wetness shows in the photos. Lang & Klag will check it out further and Mr Young asked who appoints people to the Historical Society and how did Mangold get to be VP. He was voted by the membership. Mr. Young stated the health violations still continue. Klag stated Mangold called and complained about the logs Mr Young put on his right of way. Mr Young wants to bring a video of it. Young also stated for the record that his appeal decision is not to Mangold's favor why the trustees don't just move in and take his property.

Pam Wise turned in a zoning violation regarding the fair board holding auctions that are not agricultural with no permit and it will be Monday. It is a new event not grandfathered. It is antiques, merchandise, etc. W Kondratenko stated Wilcox' daughter is holding the auction. Mr France stated if they refuse to get a permit they should not have the auction, the sheriff should padlock it if they do not get a permit. Lang will talk to them about it.

06 Lang made the motion to cover Diane Bunker who is due to have a baby and Holly Smith will be on 40 hrs for a six week period, McKay seconded, RCV 3 yes. Russ Wise wondered if the ZI could not say no to the fair ground and the next thing there will be more events and is it not his authority and McKay stated Lang & ZI will go speak with them on it. Pam Wise said they never get permits and they do not know what is happening and it is time to stop. McKay made the motion to appropriate receipts 07 #101-98 thru #115-98 totaling \$20,463.91 and to pay warrants #16741 thru #16786 totaling \$91,973.67, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 9:10 pm.

Leonard D. McKay Becca Carter

RECORD OF PROCEEDINGS

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Regular meeting of Randolph Township Trustees

Meeting

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National Graphics Corp., Cols., O. Form No. 1097

Thursday, June 11, 1998, 8 pm Randolph Town Hall

19

Chairman McKay opened the meeting with the pledge and prayer with the presentation of the minutes and financial reports both of which were approved as presented. (3 trustees, Clerk, R Moledore, B Carter, A&F Troyer, J,M,L Klodt, P Wise, G Harrison, R Rodenbucher, M/M Presley, W/M Wise, D Kolasky, D Guziack, G Horning, B Murphy, M/M Francz, W Kondratenko M/M Francz, C Ramer, D Mangold, were present)

McKay asked that Gary Horning the bidder on the town hall windows explain the process and perhaps getting the bid. The Historical Society President asked if the outside would look the same as it does and this was confirmed. Lang made the motion to appropriate \$13,589 with National Environmental, McKay seconded, RCV 3 yes. The ZI challenged the purchase even though we had the prosecutor opinion as long as it is maintenance, it is not necessary to put in to the voters. McKay read the ZI references.

McKay introduced Charles Ramer, Solid Waste Coordinator who introduced new and improved recycling services. He then addressed paint, appliances and tires which are dropped by the roadsides. He can set up a weekend collection for these. One of first two weekends in Oct and any leftovers are his responsibility using some of our labor. He was asking about our illegal dumping sites, such as German Church, Alexander West, He will report back to us times, etc. Questions were fielded.

Lang reported on his fire report on calls, testings, public relations and demonstration on the smoke trailer, training. He reported on the tape the Youngs gave him and the electric fence at Mangolds is on the line and he could not find that it was trustee responsibilities and Mangold said he would back it up and he had not done this. Youngs say it is township responsibility but the trustees do not see it unless it can be a line fence problem. David Mangold said they were not going to remedy it at this time. Klag commented about the cattle going to the outer fence and reported on the trees down in Mangold's ingress and egress areas it is a civil matter and it will be reviewed. Mr Mangold thanked them for their information. Lang reported on the swap meet May 30 stating there was a traffic back up and it was a life safety issue and at 9 am the station was manned for response in the town, discussed it with ZI Klodt saying he was to make himself visible and visit it 3 times a day. Fri all seemed ok except the east lot had a trailed in it and was asked to have trailer moved. The parking on Sat was requesting the highway patrol and they said the trustees should do that, he was surprised at response and the neighbors were not happy with it. He then told the ZI to go up and talk to them and informed Chuck Breiding about the safety aspect and some other people were very concerned and at noon he changed into his fire outfit and went with Bunker and discussed it with Breiding and was to red tag the meet. It was discussed with Mr. Dillon and he did not feel we could close the grandfathered part even though they were on the other part. At 1 ZI had not talked to them but they knew of the problem. The sheriff was then directing traffic and ordered the cars into the west field with Deputy Doak and with the bad safety problems then they did the right things to prevent a riot. ZI took the nuisances to the prosecutor and a hearing is on June 29 at 2:30 in Judge Kainrads court. Some people may testify but at this point there is not any further need for discussion and trustees felt they took appropriate action that they could with the health and safety and at the end of the day ZI had given them a citation and that is pending. Pam Wise stated it was before 8 am when they began parking and ZI stated he knew they were there. All complaintants are in the complaint. Lang restated his events of the day. Lang stated the ZI is appointed to enforce the zoning code. Lang stated we could not close the grandfathered part and people will be

RECORD OF PROCEEDINGS

Minutes of

June 11- Continued

Meeting

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Held

able to testify and all know of the situation. Further discussion followed but trustees did as much as they could legally. Chad Murdock's abilities were questioned and Lang supported his decisions and now it is up to Judge Kainrad. Trustees also asked for clarification on the former court order with the court of appeals. Pam Wise stated their road was torn up from this. ZI stated state patrol only has jurisdiction between 2 telephone poles and they will be fined. Klag also stated his talks with the state patrol to have cars motioned past the entrance and they want us to clear the road and the sheriff was responsible and they were short of men for the weekend but they did get some there. Klag stated to Pam Wise he gets complaints as a matter of record and has no problem with these as they are part of his job but you do not accuse him of taking money from the fair board and he resents it that she (Pam) said it. Pam Wise feels he was not doing his job. ZI was up there for an hour 2 times at the state patrol. So noted.

Klag reported on several sewer matters as being challenged by the land use committee and reported on our findings, he related the monitoring the septic through a septic maintenance program. The information is with Mr Huff and asked for a low to moderate survey and he will relay this information. Discussion was held.

Klag reported an answer on the Morrison zoning case and indicated they should seek a variance now for rental units. He may want to revert back to a pizza shop not storage.

OK McKay made the motion to advertise for Eberly C & D Issue 2 due 12 noon July 8 and opened 8 pm Thurs July 9, completed Sept 1, 1998, Klag seconded, RCV 3 yes. McKay made the motion to appoint Bob Ebie as our 4-county integrating representative for Issue 2, Lang seconded RCV 3 yes. Klag stated he attended the subdivision and regional planning meetings and they are trying to get through private streets with homeowners associations and county engineer does not want the maintenance of these roads and townships should have zoning information on wireless towers and gave them some information on it.

ZI gave his report on complaints and slow month. Road Super gave his report on Schroeder Rd the striping is yet to be done, and is doing Eberly East also, ditching done, brush cutting, Road mowing done, graded Dibble Rd, helping on Community Center addition, gave price on chip & seal Hillside Cemetery is \$4,606. If we do grading on it. Paving it is \$17,281. Perhaps we can do them with the other roads as we have the funds. Klag moved to proceed with \$4,606, McKay seconded, RCV 3 yes. Rd Super shattered the windshield in backhoe and it was replaced.

Bill Carter asked about the sewer literature with no disclaimer and did the trustees put them out. McKay said no trustees were not putting them out. Carter wondered about this land use committee and is our tax dollars used to print these? McKay said no twp funds are used and not endorsed by the trustees. Carter would like a disclaimer on them and Carter urged the zoning people to attend the fair hearing and it is very important to go and in this way it may help in the long run with teeth to help us. Zoning Secretary will notify all zoning personnel. Carter also urged all to recycle at St Joe and thanked Bill & Mary Lou Wise for their good job and a lot of the money stays in the township through the food shelf program. Klag stated we did get money back through our program. Carter commented on IGA donating a lot of groceries to our program and it will help many residents through many programs.

Pat Francz wondered what type of proof is available for the court appearance and ZI stated he put up 9 signs, photos of it. McKay made the motion to appropriate receipts #134-98 through #139-98 totaling \$1,897.46 and to pay warrants #16829 through #16872 totaling \$27,062.13 Lang seconded, RCV 3 yes.

Meeting adjourned at 9:21 pm

Leonard D McKay

RECORD OF PROCEEDINGS

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Minutes of

Meeting

Regular meeting of Randolph Township Trustees

National Graphics Corp., Cols., O. Form No. 1097

Thurs., July 9, 1998, 8 am, Randolph Town Hall

19

Chairman McKay opened the meeting with the pledge, presentation of the minutes and financial reports which are on display and approved. (2 Trustees (Klag absent), Clerk, B Carter, J Klodt, S Wjockewski, G Harrison, C Haught, Mr Young, W Kondratenko, L Klodt, T Pfile, Mr Kachamacher, were present).

McKay explained the status of the Fair Board cases and July 20 hearing.

McKay explained Eberly Road Issue 2 bids were to be opened and proceeded as follows:

1. Perrin Asphalt for \$135,292.75
2. McCourt Construction for \$121,727.50
3. Thomas Asphalt for \$107,042.50
4. Hardrives Paving for \$116,469.10

They will be reviewed and decision at next meeting.

Lang reported on monthly fire report on calls, members deleted, grant for heart monitor was ordered, turnout gear replacement, for about \$900 each was discussed as purchase with other townships.

Mr Young wondered about the status of the Mangold case. Nothing new. McKay reported on the sewer informational meeting at 7:30 tonight and gave the background. ZI gave his report on permits. Rd Super gave his report on a pipe put in and causes flooding, twp will try to remedy, Mr Cerneva is suing the twp for Schroeder Rd. problems.

Mr Young stated the Mangold fence case relating to zoning. 203.5 paperwork was filed. Lang stated we are handling this according to our legal advisor and further explained it. Young asked since when is enforcing a state law a civilian duty. Trustee duties are to enforcing the laws. So noted.

Oct 10 is trash weekend and Oct 3 is Heritage Festival. Questions were fielded on the trash collection.

McKay made the motion to appropriate receipts #148-98 thru #154-98 totaling \$93,516.18 and to pay warrants #16934 thru #16980 totaling \$19,110.92, Lang seconded, RCV 2 yes, Klag absent. There being no further business, meeting adjourned at 8:20am.

Lang made the motion to change the July 23, 1998 meeting to 8:00 am McKay seconded, RCV 2 yes, Klag absent.

omitted by mistake *RLC*

Lang made the motion to amend appropriations for 1998 for receipt of Schroeder Road funds from the state Issue 2 program for \$101,000 McKay seconded, RCV 2 yes, Klag absent.

Michael T. Lang, V. Clerk

Bruce Carter

RECORD OF PROCEEDINGS

Minutes of

Regular Meeting of Randolph Township Trustees

Meeting

national
graphics

National Graphics Corp., Cois., O. Form No. 1097

Thurs., July 23, 1998, 8:00 a.m. Randolph Town Hall

Held

19

Vice Chairman Lang opened the meeting with the pledge to the flag & by stating the minutes were on display and the financial reports and both of which were accepted as presented. (2 trustees (McKay absent), Clerk, B Carter, G Harrison, W Kondratenko, C Haught, R Machamer, M, L Klodt, T Pfile, B Murphy were present)

Lang stated the Issue 2 bids were reviewed by the engineer and Thomas Asphalt was recommended \$107,042.50 and so moved to accept, Klag seconded, RCV 2 yes, McKay absent.

Klag reported on the sewer informational meeting and we did ask for additional funding, gave the planning hour status, Klag will find out their hourly rate when our hours are gone. Klag made the motion to approve the chip & seal in the cemetery from Hughes & Luli for \$4,052.80, Lang seconded, RCV 2 yes, McKay absent. Klag reported on the hearing July 20 regarding swap meets at the fair grounds and it is with the judge at this time.

Lang reported on the fire gear group bid and moved to purchase 10 sets of gear if they are under \$10,000.00, Klag seconded, RCV 2 yes, McKay absent. Questions were fielded and Lang explained the uniforms other options, etc..

Lang presented the Hartville Village mutual aid contract which will help our insurance and services and moved to join, Klag seconded, RCV 2 yes McKay absent. Lang got a letter from prosecutor regarding the Cameron JMV and they have 30 days to remove them. Lang had the zoning permits issued so far this month, M Klodt stated 402 new houses were built in the last 15 years.

Rd Super gave his report on ditching, tree removal, community center parking lot work, purchased a loader seat, perhaps a water leak from town hall to community center and maybe it needs replaced before winter, this was discussed, Eberly Rd is priority at present. Lang mentioned the downed poles, trees, etc., during the Tues eve/Wed am storms, road closed, removals done, more removal of trees that are needed there.

B Carter complimented the RFD on their practice burn, discussion held regarding their service.

Lang made the motion to appropriate receipts #155-98 thru #173-98 totaling \$31,190.84 and to pay warrants #16981 thru #17014 totaling \$24,510.83, Klag seconded, RCV 2 yes, McKay absent. There being no further business, meeting adjourned at 8:25am.

Leonard D. McKay
Beverly Carter

Klag commented on the OTA conference brought up some new laws. Klag reported on 2 hearings re the fair board with a temporary injunction on the use of the land and the appeal against our zoning appeals.

Mckay asked Pam Wise how the swap meet went last weekend and she said as far as traffic it was not bad but they did not have the turn out. McKay reported on the sewer meeting regarding the LMI grant and we do not qualify. Klag talked to Regional Planning about this grant process. Questions were fielded. Lang reported on a problem on Alexander Rd regarding the right of way, we found some of the background but not all of it. Discussion was held. A water problem at Wracher's was also discussed as Rd Super. did a survey of the area but it is on private property and we cannot touch it. They will check it out. Klag reported on calls also. McKay reported on the conference with emphasis on cell towers. Questions were fielded, discussion held regarding trustees not notified until the site has been located.

ZI gave his report on permits issued. Oct 9 Mangold's year is up. Lang reported on Ed Darrah's oil well drive culvert which is substandard and backing up. The oil company has not done anything so the rd dept suggested they take it out and ditch the area so they will have to replace it if they want back into their well. Road Asst Gary Harrison stated Alexander is ready for chip & seal and Eberly is ready for Issue 2. McKay made the motion to hold the Aug 27 and Sept 3 (not Sept 10) at 8 am, Klag seconded, RCV 3 yes. McKay mentioned the 2000 census which the clerk is working on and so moved that Gary Harrison help her, Lang seconded, RCV 3 yes.

Date McIntire asked when the set back regs came into affect and sited 2 questionable instances of this: a Hartville Rd garage is 17 feet off and so is an addition and he asked the ZI (486 Hartville and 534 Hartville). ZI stated it is 100% legal the deed was seen and he is to the center, he sited other situations which are similar. Lang explained the surveying and the various fluctuations possible. The white property is 100% legal stated the ZI. Mr McIntire stated anyone can do anything they want. Lang stated trustees have to follow legal channels and. Mr McIntire stated about the building next to him and it has been sold twice and Lang stated the realty company is stating it is accessory bldg. Bill Carter stated it should be brought up to accessory code if it is being billed as such. The owner is misrepresenting it. Lang stated it is under investigation. ZI has a key and there is nothing in that building. Lang stated it is being advertised for other than as us. This situation was discussed. Klag suggested sending a copy of the ag permit to Century 21. Pam Wise asked about the two could declare that it is a nuisance and suggested she talk to zoning commission. Discussion followed. Pam stated the old certified is an eyesore and something needs to be done.

Judy Promey talked to Klag about the Thomas Rd oil well noise and nothing has happened. Klag will call PEP oil. Bill Carter stated confusion regarding the right of way and owing to the middle of the road sitting the maintenance, plowing and should this not be case. The rule of thumb is the center of the road. Is it the violator who should pay for the survey and it possibly should be the township's responsibility. Discussion followed. We need to know the answer to this question as we are going backwards. If the two pays the bill then it will always be the two's responsibility to handle it. McKay will talk to the Century 21 people and asked for a copy of the permits from Lang and/or ZI. Bill Carter asked about the vote at the sewer meeting about a show of hands at a public hearing, but the commissioner asked for it -- not the township. This was explained.

Mckay made the motion to appropriate receipts #174-98 thru #180-98 totaling \$179,812.34 and to pay warrants #17017 thru #17076 totaling \$44,435.66, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 9:10 pm.

RECORD OF PROCEEDINGS

Minutes of Regular meeting of Randolph Township Trustees

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Held Thurs, August 13, 1998, 8 pm Randolph Town Hall

Held

19

Chairman McKay opened the meeting with a prayer & the pledge and the presentation of the minutes & financial reports of the previous meeting which were approved as presented. (3 trustees, clerk, B Carter, J, M Klodt, G Harrison, Mr Mchammacher, P Artz, W Kondratenko, P Wise, C Haught, D Kolasky, J Promey, D McIntire were present)

Pat Artz was introduced as Commissioner Candidate & Ravenna Trustee who spoke to the audience on her platform.

- Lang gave his fire report for July on calls, membership, testing,
 01 Lang moved to pay for Scott Hanlins training, McKay seconded, RCV 3 yes. He mentioned the need for another heart monitor with a trade-in of our current unit Lang moved to pursue this
 02 for \$3,407, Klag seconded, RCV 3 yes. RFD had their trucks tested and they did better than rated, Lang made the motion to pay expenses for Diane & Bill Bunker for training, Klag
 03 seconded, RCV 3 yes. Lang reported talking with Tim Pfile about the on-going dead tree problem and opened the floor for discussion. Bassett, Fairground and Alexander are especially bad, McKay suggested purchasing a bucket truck for this or contracting with a company for it, Klag suggested new legislation about a hazardous condition without a land owner approving of it. Pam Wise suggested offering a service cheaply for the Lions Club and this was discussed. McKay will call the state on a bucket truck.

Klag commented on the OTA conference and brought up some new laws. Klag reported on 2 hearings re the fair board with a temporary injunction on the use of the land and the appeal against our zoning appeals.

McKay asked Pam Wise how the swap meet went last weekend and she said as far as traffic it was not bad but they did not have the turn out. McKay reported on the sewer meeting regarding the LMI grant and we do not qualify. Klag talked to Regional Planning about this grant process. Questions were fielded. Lang reported on a problem on Alexander Rd regarding the right of way, we found some of the background but not all of it. Discussion was held. A water problem at Wracher's was also discussed as Rd Super. did a survey of the area but it is on private property and we cannot touch it. They will check it out. Klag reported on calls also. McKay reported on the conference with emphasis on cell towers. Questions were fielded, discussion held regarding trustees not notified until the site has been located.

- ZI gave his report on permits issued. Oct 9 Mangold's year is up. Lang reported on Ed Darrah's oil well drive culvert which is substandard and backing up. The oil company has not done anything so the rd dept suggested they take it out and ditch the area so they will have to replace it if they want back into their well. Road Asst Gary Harrison stated Alexander is ready for chip & seal and Eberly is ready for Issue 2.
 04 McKay made the motion to hold the Aug 27 and Sept 3 (not Sept 10) at 8 am, Klag seconded, RCV 3 yes. McKay mentioned the 2000 census which the clerk is working on and so moved that
 05 Gary Harrison help her, Lang seconded, RCV 3 yes.

Dale McIntire asked when the set back regs came into affect and sited 2 questionable instances of this: a Hartville Rd garage is 47 feet off and so is an addition and he asked the ZI (486 Hartville and 534 Hartville). ZI stated it is 100% legal the deed was seen and he is to the center, he sited other situations which are similar. Lang explained the surveying and the various fluctuations possible. The White property is 100% legal stated the ZI. Mr McIntire stated anyone can do anything they want. Lang stated trustees have to follow legal channels and. Mr McIntire stated about the building next to

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Minutes of

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Held

Aug 13

19

him and it has been sold twice and Lang stated the realty company is stating it is accessory bldg. Bill Carter stated it should be brought up to accessory code if it is being billed as such. The owner is misrepresenting it. Lang stated it is under investigation. ZI has a key and there is nothing in that building. Lang stated it is being advertised for other than ag use. This situation was discussed. Klag suggested sending a copy of the ag permit to Century 21. Pam Wise asked about boarded up buildings, how long can they stand? McKay stated the twp could declare that it is a nuisance and suggested she talk to zoning commission. Discussion followed. Pam stated the old Certified is an eyesore and something needs to be done.

Judy Promey talked to Klag about the Thomas Rd oil well noise and nothing has happened. Klag will call PEP oil. Bill Carter stated confusion regarding the right of way and owning to the middle of the road siting the maintenance, plowing and should this not be case. The rule of thumb is the center of the road. Is it the violator who should pay for the survey and it possibly should be the township's responsibility. Discussion followed. We need to know the answer to this question as we are going backwards. If the twp pays the bill then it will always be the twp's responsibility to handle it. McKay will talk to the Century 21 people and asked for a copy of the permits from Lang and/or ZI. Bill Carter asked about the vote at the sewer meeting about a show of hands at a public hearing, but the commissioner asked for it -- not the township. This was explained.

McKay made the motion to appropriate receipts #174-98 thru #180-98 totaling \$179,812.34 and to pay warrants #17017 thru #17076 totaling \$44,435.66, Lang seconded, RCV 3 yes. There being no further business, meeting adjourned at 9:10 pm.

Leonard D. McKay
Rebecca L. Luce

RECORD OF PROCEEDINGS

Minutes of

Regular meeting of Randolph Township Trustees

Meeting

Thurs, Aug. 27, 1998, 8⁰⁰am Randolph Town Hall

national

National Graphics Corp., Cols., O. Form No. 1097

Held

19

Chairman McKay opened the meeting with the pledge and prayer and stated the minutes are on display as well as the financial reports which were approved as presented. (3 trustees, clerk, B Carter, J Klodt, C Haught, T Pfile, W Kondratenko, G Harrison, C Booth, S Bush were present)

Lang reported on the Mangold/Young fence problem, nothing new. Klag reported calling on the ag building on Laubert, reported on cable problems during the storms, changes in rates, fair board appeal which the brief has not been filed, cellular tower challenges by OTA regarding placement.

McKay wrote to the Co Engineer regarding the passing zone from 44 west on Waterloo with no response.

Klag reported on the meeting with Congressman Sherrod Brown on various topics, he reported on replatting of cemeteries with the prosecutor's office.

McKay reported about questions regarding sewer meetings and the township is not sponsoring them at this time and no one really knows what this is, who is doing this, etc. Klag stated Planning is a little upset with those who wanted it originally are not against it. Questions were fielded as Klag is the only sewer rep. We don't know exactly who is unofficially involved. McKay reported on the rains and good drainage here but Hanlin Insurance had a problem which he will check out. The generator worked well during the power outage. Eberly is being paved this am as our Issue 2 project and it will be striped. Our town hall custodian is ill and McKay has been helping him out. McKay stated trustees took criticism from the fair board for not having an article in the newsletter about the fair and from 1993 we have never had an article and we cannot have ads in it and McKay will get them copies of former ones for review. McKay has called about bucket trucks and we are to check our insurance, Lang suggested checking structural inspections on it for stress cracks, one for sale for \$2000.

ZI reported on permits issued. T Pfile gave the road report on projects, mowing roadsides, funerals, culverts installed. Ed Darrah's problem was corrected on Wilkes Rd.

B Carter commented on the bucket truck on cost, maintenance, couldn't a tree company be contracted to do this and not have the headaches of the truck.

Cindy Booth asked for names of twp employees. She got minutes to meeting and wanted to address problems, she accused Bill Carter of slandering her regarding her property. Booth stated Lang and Klag seem to have a problem with their building, she read the minutes and questioned them. They are using it for its original purpose. She quoted B Carter from minutes. Bill Carter stated the trustees chair this meeting not him and he did not comment. Lang asked Mrs Booth what ag she was in and she stated apiary. They will use it for the bees, there has been vandalism there so they keep their stuff in their cars. Lang stated this is a public meeting and people make their comments here and if she is threatening liable slander then Mr Carter does not need to comment. Lang stated when it was originally built it was ag and there have been questions about it and explained the future uses of ag buildings are they really used in that way. She has had 2 locks broken and vandalism but she did not report it to sheriff. She does not want this brought up any more nor her family mentioned and they will answer questions, not in meetings. She stated that evidently people want to see what is in there. She would not have built it where it is but does not see why it is there but cannot move it. She looked at minutes and quoted minutes. The realtors have changed. She only has writing as proof to what is being said about the building but calls were made and they stated it was a 1 bay garage and storage. It has nothing to do with this township stated Mrs Booth. It is a problem with the township stated McKay because if it is being

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Minutes of

Meeting

national
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National Graphics Corp., Cois., O. Form No. 1097

Held Aug 27

19

misused it needs to be brought up to code. She has it for sale because of the break ins and has no desire to live there and no one has discussed it with them and it is her choice. She does not think it will be safe to live there. McKay reported on the building department regs. The other residents come with problems and they are discussed at the meeting, which is business. Lang explained the procedure for coming to the meetings and the business for the meetings. Mr Carter stated the building was put on vacant property and the questions were the use and that is why it stayed in the limelight, being sold it has to remain ag and the housekeeping is being done for the property not the owners. Carter stated other ag cases were proved false but if no one brings it to their attention. ZI says Mr McIntire is a damn liar and he has a building dept statement that the building was checked and they will verify this and ZI gave other background stating they were there. So noted. Mrs Booth has had 3 neighbors comment on that building and the twp has responsibility to get the truth, how many times before Mr McIntire is satisfied. So noted. She will not be bothered as long as it is ag. Klag stated he tried to stress that it was ag and will be used for that in the future. She wondered about other situations. Lang stated the the trustees enforce the zoning. Mrs Booth does not want to go to court on this. She feels that she wants it to stop as she has done nothing wrong, paperwork is done and does not want it to continue. McKay stated as long as it wasn't advertised as a garage it was fine and so noted.

01 McKay made a motion to accept the budget rates for 1999, Klag seconded, RCV 3 yes.

02 McKay made the motion to appropriate receipts #181-98 thru #198-98 *Mc* totaling \$27,784.02 and to pay warrants 17077 thru #17141 totaling \$47,209.45, Lang seconded, RCV 3 yes.

03 McKay made the motion to purchase 15 more recycled lumber benches for the cemetery, Lang seconded, RCV 3 yes.

There being no further business, meeting adjourned at 8:55 am

Leonard D. McKay
Quincy Carter

RECORD OF PROCEEDINGS

Regular meeting of Randolph Township Trustees

Minutes of

Thurs. Sept. 3, 1998, 8 a.m. Randolph Town Hall

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Held

Chairman McKay opened the meeting with the pledge & prayer & stated the minutes & financial reports were on display for anyone to view or copy. (3 trustees, clerk, J Klodt, B Carter, R Kachamer, C Haught, W Kondratenko, A Kline, D Bunker, C Booth, T Pfile, G Harrison, L Klodt, S Wise present).

R Hapsen
McKay

Lang reported on the fire dept on calls, training, PR, & maintenance on trucks. Klag reported on the sewer regarding LMI funding help & planning is now conducting the survey. McKay reported on Waterloo Rd striping and the company who does the planning did it and the county just follows their plans, even with a safety issue, the company's decision stands. so noted. Discussion was held about the safety factors. McKay reported our custodian is back but not doing heavy work.

Klag reported on employment practices for EMS violations, discussion held on training and Lang thinks we need to check our hiring practices and so moved to suspend our hiring until the organization meeting of 1999, Klag seconded, RCV 3 yes. Klag reported on the fair booth questions, Unger road water problem handled. McKay reported on new library director, clerk's trip to Washington DC for NATAT for grants, census, cell towers and de-regulations. McKay reported on the year 2000 problems it will bring, discussion held. McKay reported on the seminar by Bank 1 lease-purchase program, McKay made the motion to purchase the bush trimmer, gas powered for \$270, Lang seconded, RCV 3 yes.

ZI gave his report on permits, zoning book is far outdated and it needs corrected, he said the judge laughs at us in court and we need to go from the front to back for a general overhall, 1994 was the last update. Lang asked zoning commission member Kline who stated they are working on the town center. Lang wondered about cell tower, nuisance complaints and other issued trustees asked to be worked on, they really need to get to work, with the model zoning code should help, no work has been done on cell towers. McKay asked ZI to make a list of pertinent subjects. ZI suggested having informational meetings before or after the meetings.

Road Super gave his report on completion of Eberly Rd, striping to be done there, ditching on Bassett, chip & seal needs more signs at \$750 for 12 and McKay so moved to purchase, Klag seconded, RCV 3 yes. Road side mowing is being done 2nd round, Mrs. Kinsey's problem was handled.

W Kondratenko questioned the clerk's trip how long it is -- Tues thru Sat --, who bears the costs for it -- township & state -- and what percentages do each pay -- we won't know until the bills are in. A Kline stated Fred Maier put a good map together for zoning use, other zoning issues were discussed. R Kachamer stated the school blinking light is covered by tree limbs and the safety of children is at risk. McKay will call ODOT. discussion held.

Kent Hapsen questioned the pole barn on Laubert Rd and all was fine at that time and McKay stated we discussed it at the last meeting and they do not have a problem with it and explained the realtor was called and it is not marketed as an ag bldg but accessory bldg. Kent asked How could Mr Carter state it was an eyesore? McKay stated It is a public meeting. Kent stated He planted \$1,000 worth of trees, vandalism happens, animals were killed someone was to get hurt so he sold it at a loss, another family bought it and the new ones are being tortured, new ones are not permitted to finish the pole bldg, he was stating the repairs he had to make, a bobcat was vandalized, his mailbox, the pond, so the money he has lost he will try to recover and the twp allows it to go on. McKay stated they do not condone vandalism. Kent sid He has been through a living

RECORD OF PROCEEDINGS

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Minutes of

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Held

Sept 3

19

hell and trustees still entertain this. McKay stated trustees do not condone this, they are interested only in the zoning aspects. Kent stated he is now 110% legal and now it is a done deal and over but all kept continuing, lies about use, building, inside contents, mailbox, lots have ponds but no one legally can do anything so torture them until all people are run off. McKay stated the board has only sent the ZI there to check complaints. Cindy Booth wondered why the distances were of concern, she heard a lot about this and asked Kent what he intended to do. Kent was shunned by at least 7 neighbors, he got letters from some neighbors, his dog got killed, where are his animals, all is damaged, mowers, etc. he was to build a home but had to change it as they did not want to live there, he had to sell it with his unfinished dreams and the new house is now for sale, he wanted to say enough is enough and wondered why it is still being brought up? McKay stated when it is brought up at a meeting it has to be addressed. Kent asked why they were involed and McKay stated why. So noted. McKay stated They did not want it misrepresented and a real estate. Mrs Booth stated Lang left a message on the realtor's phone about it and Lang stated he did not and he did not talk to Maryann Spencer. Klag questioned the ag use forms which were signed. ZI stated it is 110% legal and the building dept. said it is also, he has a key to go into it to check it and does not see anything wrong with either party and he has no trouble and has gone by the book, checked with prosecutor and all is legal as far as his job is concerned. Mrs Booth asked why Mrs Spencer was called and ZI said someone from the twp. called her and ZI showed her all permits. McKay stated Klag called her as it was advertised as an accessory building not ag bldg and McKay said he spoke with Lange & Dillon said he could be used as a 1 bay garage and storage and that was his concern. Kent asked if anyone asked those questioning it were called off? McKay stated it was a normal request. Klag asked if the sheriff was called and Kent stated no he did not. Kent said he was not putting in a surveillance system in and new people are being tortured. C Haught said to call the sheriff. Kent continued accusing and believes the trustees think he is a liar and wondered what problems they have had and which ones were true? McKay said no problems were found by the ZI. Nothing is wrong. McKay said they did stop the complaints. Mrs Booth stated Ed Eichler hoped the bldg was to be torn down and the slander was bad, Kent said Mr Carter said it was an eyesore and he has been through hell. Discussion followed that Booths need to call the sheriff and report it. Kent would never live in Randolph. So noted. McKay stated the twp has no police power. Discussion followed on history of the situation. Lang stated how the complaints were handled and the police should have been called and it was discussed here. Booth stated incorrect statements were made. Lang continued to say we have done all we legally could do. Kent said all trustees hate him and think he is an idiot, all anger is evident against him. Klag took exception to this statement and further stated he tried to help Mrs Booth at ZI's house as a new buyer. Mrs Booth stated the problems would hopefully stop and how can trustees make this happen. McKay said only if a complaint happens will they address it again. Is it an eyesore? Lang said if the ZI says it is legal, it is.

McKay made the motion to pay warrants #17143 thru #17165 totaling \$8009.90, Lang seconded RCV 3 yes.

Meeting adjourned at 9 a.m.

Leonard D. McKay

James Carter

RECORD OF PROCEEDINGS

Minutes of Randolph Township Trustees Regular Meeting

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Thurs. Sept 24, 1998, 8 pm Randolph Town Hall

Held

19

Chairman McKay opened the meeting with the pledge and prayer and stating the minutes and financial reports are on display for viewing and copies at 50 cents per page. (present 3 trustees, clerk, G Harrison, M Hollinger, B Carter, D Guziak, C Keiper, C Haught, JML Klodt, Mr/Mrs Presley, Mrs Mer8igas & children, C McIntire, T Roman, P Wise, B Murphy, W Kondratenko A Kline, G Horning, J Hartman, D Kolasky, B Camp, D Mangold, K Angel, M Harrison were present)

McKay introduced Twyla Roman State Rep. who spoke to the group on state and twp matters. McKay introduced Charles Keiper Commissioner who spoke asking for issues they can help with also. Marc Hollinger from OTARMA was introduced and he briefly explained the employee health insurance which is the same company we have. All aspects were explained, March is the renewal time with about a 5% increase. He needs an agent recommendation letter.

Lang needed signatures for classes, He reported on a water problem on Alexander Rd, and ditch would have to be 8 feet below grade and resident said he would fill it in, former trustees created the problem, west of 44. Klag mentioned a water problem on Unger Rd which they hope was handled, met on Fairground Rd water problem which will be worked on, he reported briefly on the sewer meeting and explained options, costs, etc., mentioned Regional Planning meeting and Subdivision regs to be finished. McKay stated our custodian is much better, Gary Horning was here and McKay complimented him on the good job on the town hall windows. Gary explained the project. Gary asked about the disposition of the windows and McKay said there is no market for them, Gary asked W Kondratenko if he would take the old windows. Kondratenko refused. McKay stated they were to be done away with. Lang suggested taking them to the Auction in the Spring. Lang made a motion to advertise for the windows by sealed bid, Klag seconded, discussion on same. The contractor said they were not worth it. RCV 3 yes. McKay stated the new library director was here for a tour, trees were trimmed on SR 44.

Klag reported on a letter from the prosecutor on the fair board case, no cable fees due yet. McKay stated Candidates nite is Oct 26, 7:30 in the town hall. McKay made a motion to set trick or treat Sun Oct 25, 2-4 pm, Klag seconded, porch light on to participate, RCV 3 yes. McKay reported on a letter from the Zoning Commission for additional funding and tabled an answer until Oct 12 the quarterly meeting at 8 pm. McKay stated several twps have one am meeting and one pm, and made a motion that the first meeting of each month be at 8 am beginning Oct 8, discussion followed, Klag seconded, RCV 3 yes. If it does not work we will go back to the regular schedule. Klag reported on HB 210. discussion followed.

ZI reported on permits filed, all complaints handled. Lang asked about some re-citings. Dan Kolasky stated commission voted on cell tower zoning, center of town about half done. McKay reported road dept has been doing ditching for chip & seal to be done, Eberly Rd was finished, bought gas hedge trimmer for cemetery.

Gary Harrison commented on the tremendous use of the ball fields. Some of the nicest in area. K Angel questioned the use of the old windows, they were a replacement and he thought they were improvements for new ones, how did we not bid them and Lang stated they were repairs/replacements. Mr Hartman agreed with Gary on the ballfields but complained about the large trucks parked there and hoped someone could help the situation. McKay explained that he does check it and turn in offenders. Klag will handle notifying the sheriff. McKay asked Hartman to get

RECORD OF PROCEEDINGS

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Minutes of

Meeting

National Graphics Corp., Cols., O. Form No. 1097

Held

Sept 24

19

a license number. Bill Camp wants a copy of the Issue 2 sewer grant, Klag reported the Water Resources has it and they could provide it. Mrs Merigas video taped the berms on Schroeder Rd and they come to her son's knees and twp is asking for major trouble and McKay stated they are getting large rock to help this situation. David Mangold stated the library is not participating in the recycling program and they are throwing stuff in trash not recycling. McKay says they do recycle some. Mangold wanted the library reminded about this need. Klag asked Mr Hartman what time were trucks parked, was it 5 am and Hartman said about 10 pm. Klag made a motion to get a no overnight parking sign, McKay seconded, RCV 3 yes. Mr Angel stated several bus trips leave from there. Klag stated perhaps no unauthorized vehicles.

Road Super gave his report on ditching for chip & seal, Eberly done, mowing, fill in of graves. Mrs Botz called about a load of broken block dumped on her property.

McKay asked Kolasky to announce Heritage Festival on Oct 3. Oct 12 here is flu shots.

McKay made the motion to appropriate receipts #199-98 thru #214-98 totaling \$35,295.31, and to pay warrants #17166 thru #17221 totaling \$86,388.74 Lang seconded, RCV 3 yes. There being no further business the meeting adjourned at 8:55 pm.

Michael T Lang

David L Hartman

RECORD OF PROCEEDINGS

Regular meeting of Randolph Township Trustees

Minutes of

Thurs, Oct 8, 1998, 8 am Randolph Town Hall

Meeting

National Graphics Corp., Cols., O. Form No. 1097

Held

VC Lang opened the meeting by stating the minutes & financial reports are on display and available for copies as presented. and the pledge was repeated. (Klag, Lang, Clerk, B Carter, J Klodt, W Kondratenko, D Kolasky, D Bunker L Klodt, D Guziack, T Pfile present).

First order of business was to open bids for town hall windows and no bids were received. W Kondratenko was asked if he was interested in them and he said no.

Klag mentioned talking to sheriff about people parking, etc in ballfield and they will check on it, he reported on the sewer survey being done by the Commissioners, Heritage Festival had nice booth too bad about the weather, no new news on the fairground case, he reported receipt of a petition of sorts from the Fairground Rd residents not wanting to be included in the sewer project stating they would have to connect if it was run by them or would have to pay fairgrounds. Klag reported on attendance at subdivision reg. meeting and a call about no cable on Pontius Rd, he reported a water problem on Maxwell Rd.

Lang reported mechanical problems in RFD on the 1992 squad suspension failed and is forced to do something with it for approximately \$2,000 and safety is the issue and so moved to spend \$2,000 on parts plus labor, Klag seconded, RCV 2 yes, McKay absent. The other squad was reconditioned and now has heating, vent, electric, door problems and should be replaced and so moved to investigate lease/purchase with Bank One for 7 years for about \$85,000 complete, Klag seconded, RCV 2 yes, McKay absent. Lang made the motion to set up a capital project fund for this purchase from the general fund for 5 years, Klag seconded, RCV 2 yes, McKay absent. 91 dump has steering problem and repairs of \$500 are needed, Klag made the motion to do this, Lang seconded, RCV 2 yes, McKay absent. Klag made motion to encumber \$62,000 for Horning Rd Issue 2, Lang seconded, RCV 2 yes, McKay absent. Lang made motion to purchase salt from Mortons for 300 tons more or less, Klag seconded, RCV 2 yes, McKay absent.

ZI reported on permits and complaints. Camerons have done pretty good job on cleaning up their cars and Mangold has until Fri to clean up.

Rd Super reported on ditching, patching, and hopefully chip & seal on Monday. Cemetery drives were also cleaned, cleaned out the rental property. Need plans for Schroeder Rd. D Kolasky stated zoning commission is having quarterly meeting Monday. B Carter mentioned appeals hearing Monday evening. Rd Super reported on electrical problems at community center and explained the problem which was fixed, Rd Super skinned the wire while digging there.

Lang made the motion to appropriate receipts #217-98 thru #224-98 totaling \$5,623.12 and to pay warrants #17222 thru #17264 totaling \$56,340.61 Klag seconded, RCV 2 yes, McKay absent. There being no further business, meeting adjourned at 8:20 am.

Leonard D. McKay
Bruce L. Carter

RECORD OF PROCEEDINGS

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Regular meeting of Randolph Township Trustees
Minutes of

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Thurs. Oct 22, 1998, 8 pm. Randolph Town Hall

Held

19

Chairman McKay opened the meeting with the pledge & prayer & stated the minutes & financial reports were on display for anyone to view or copy. (2 Trustees, Klag absent, clerk, B Carter, B Moledor, C Haught, J Klodt, B Murphy, D Wise, R Patton, P Wise, H Smith, D Kolasky, W Kondratenko, L Klodt, A Merigas were present)

McKay introduced Robin Patton from Ohio Edison who was just visiting. Lang presented the fire report including calls, membership, pr by Diane Bunker, inspections finished for schools, compiling ambulance specs. McKay stated the 2nd meeting in Nov would be Thanksgiving and Lang made a motion to hold the meeting Fri, Nov. 27 8 am, McKay seconded, RCV 2 yes, Klag absent.

McKay read a letter from the zoning commission on zoning updates and requested planning do the updates at a fee and they will get an estimate to us. McKay reported writing Rep T Roman on cell towers and he got an answer with a pending bill on same regarding notification to trustees.

Lang stated our Willey property fence was reported by ZI as too high and he requested a variance but McKay had it cut off but Lang wants to pursue it as it does look better. McKay reported receiving the cell tower amendments to the zoning code and Kolasky recommended it be passed. McKay and Lang agreed to set a hearing after Klag returns from vacation. Kolasky reported on the town center map which is being worked on, specifics are being ironed out.

ZI gave his report on permits filed and 8 complaints which are all handled. 34 houses this year, 415 in 15 years. Lang questioned one of the junk car notices and the man has 30 days, McKay questioned the Taylor Rd JMV and the owner is in bad shape from an accident. Lang asked about the chickens picking up flowers which has been handled. Lang mentioned the Hyde's also have ducks and chickens on highway.

Rd Super reported on chip & seal, oiling with our chipping, 9.26 mi. done and we did 3-4 miles and cemetery drives were done 1 coat, hopefully another coat this year or in the spring, he graded and had the chip & sealed the west cemetery and behind the community center. Began Schroeder Rd with rick rack limestone to repair ditches, ordered broom bristles, tractor adjustments made. Used tires will be used by a local farmer for tomatoes.

B Carter stated we had another fatality at Hartville & 224 and it has been 7, could trustees send a letter to County Engineer and ODOT for perhaps a flasher light at stop sign. Discussion held. Pam Wise suggested minutes be read at the meetings since different people come to each. Lang said it would be considered. McKay announced trick or treat is 2-4 Sun, porch light on and candidates nite 7:30 Mon and it will be a parking nightmare and asked as many as possible go to the rear or park at Juniors. Parking sign will be put out by McKay, Voting is Nov 3 and restrooms are complete today. McKay reported on the Commissioners railroad meeting being held tonight.

Mr Merigas asked if the ditches would be filled on both sides and he was informed by McKay yes. Mr. Merigas also reported several break ins in his area. McKay reminded all to get license numbers of parked vehicles, but Merigas feels it is someone on foot at night when it is dark. McKay made a motion to appropriate receipts #225-98 thru #240-98 totaling \$170,932.71 and to pay warrants #17263 thru #17297 totaling \$14,543.12 Lang seconded, RCV 2 yes, Klag absent. Meeting adjourned at 8:35 pm.

Leonard D. McKay Rebecca Klag

Lang made the motion to hold the cell tower hearing, pending ok from Klag when returned from vacation, Thurs, Nov 19, 7 pm
McKay seconded, RCV 2 yes, Klag absent.

Omitted by mistake

RECORD OF PROCEEDINGS

Minutes of

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Randolph Township Trustees Regular Meeting

Held

19

Thurs. Nov 12, 1998 8:00 am Randolph Town Hall

Chairman McKay opened the meeting with the pledge and prayer and stating the minutes and financial reports are on display for viewing and copies at 50 cents per page as presented. (present 3 trustees, clerk, J & L Klodt, B Carter, W Kondratenko, G Harrison, C Haught R Klodt, R Wise, D Punker, T Pfile, R Machamer were present)

Lang stated they have investigated 3 ambulance companies and all are very similar for specs. Alexander Rd specs are off and made motion for Co Engineer to have survey for right of way and Mike Wracher on NW corner of 44 and Alexander and right of way is off there also, McKay seconded, RCV 3 yes. Klag spoke with sheriff on ballfield parking and speeding on Eberly so we have done all we can, now working on drainage problem on Fairground Rd and are getting a plan in order. Discussion followed on this, reported on the subdivision meeting. He reported on the proposed solid waste program on mandatory recycling all over the county and a holding building for recyclables and will be expence to township residents.

McKay stated Hartville & 224 has had accidents and a study will be done on it by the county and ODOT. McKay asked if anyone got a census 2000 flier in their door and no one knows where they originated. Lang stated Nov 1 letter from Holly Smith resignation and so moved to accept, Klag seconded, RCV 3 yes.

Lang reported Thurs Nov 19, 7 pm is the cell tower hearing, he also talked with prosecutor on having zoning inspector/secretary as one job and it is not a conflict so he asked ZI to consider it. Klag reported cemetery c & s is done and he will attend planning meeting. McKay reported on a letter from Health Dept. regarding no chargebacks since the levy passed. The library has asked for striping. Road dept will handle it on a Sunday. Farmland preservation task board is being formed and letter of interest should be sent to the commissioners. questions were fielded on qualifications for claiming the farmland preservation. McKay reported on the commuter rail program is still in the air. No news on the costs for updating our zoning books from planning.

ZI gave his report including permits, books and 2 variance aps. Mangold and McIntyre were cited but no word on these. Rd Super gave his report on finishing Dibble widening, mowing and trimming shrubs in cemeteries, funerals, most of tires are gone, repaired C-65 radiator and water pump, etc. ran electric to materials shed, and will get lights up, price on paving eas' ballfield storage yard entrances in front of community center from Hughes & Luli and walkway, \$7,965.00 if we did the grading it would save about \$750. Discussion held. McKay so moved with them doing it all, Klag seconded, discussion, RCV 3 yes. McKay mentioned a well on Trump Rd and ZI also looked at it as being too close to the road and it is an old well and state says it is ok from the traveled part of the road. discussion held.

Roger Klodt & R Wise stated Wise got word that someone is smearing their name around for RFD & RTT, with discounts, they are given a discount if they are identified and he knows we purchased parts from Havre and they were told they could not get a discount and it was a lie, smearing of his name had better stop and he was here to make sure it does. McKay stated Wise has always been fair and he is not involved but will be now. Not wanting to cause a problem but it must stop. C Haught asked who stated this and Roger stated Tim Freshley and Larry Klodt said Diane Bunker was talking like this. McKay thanked them. Rusty Wise stated the problem probably comes from Mike Lang not allowing them to purchase locally. Roger feels it is a personality conflict between he and Trustee Lang. McKay says it should be handled outside. Klag asked about the way the discounts are handled by Roger. Road Dept gets it also.

RECORD OF PROCEEDINGS

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Thursday, November 19, 1998, 7:30 p.m. Randolph Town Hall

Minutes of

Meeting

Chairman McKay opened the meeting by stating its purpose which was to accept, reject or amend the zoning resolution to include the cellular tower. (3 trustees, clerk, J. Klotz, B. Murphy, B. Carter, F. Maier, W. Kondratenko, A. Kline were present)

19

Lang then took over the meeting and he explained the purpose. Mr. Maier represented the zoning commission and so moved to adopt it as written. Klag seconded, discussion was held.

Klag asked why regional planning #7 item was omitted from our set regarding no guy wire anchors shall be erected at a distance closer than fifty feet to an abutting property or public road. He wondered why and B. Carter said it was unnecessary as guy wires were not necessary on monopoles.

McKay made the motion to appropriate receipts #241-98 thru #250-98 totaling \$7,009.02 and to pay warrants #17268 thru #17352 totaling \$100,121.03, seconded and a fee was. W. Kondratenko questioned why the text in this was site be held in the am. He and Klag was complimented by Maier who would have the other said he felt we should get McKay tried to explain about the various he thinks it is a public utility which is a public utility and they are W. Kondratenko stated in the paper the Board was scheduled 8:45 am. they are not public utilities and discussion was held regarding private businesses putting up towers for their own use. Klag also explained the situation in residential areas which are not considered a public utility. Klotz still feels they are a public utility. Klag explained the situation and so quoted ORC 519.211, Lang also read this area according to regional planning's notes. Klag read the portion of the clauses to be followed when involving a residential area. W. Kondratenko explained public utility was public commerce crossing state lines and Klag explained the criteria to be considered a full public utility but cellular towers do not have exemption. McKay explained how the landowners and trustees could oppose the installation. Bill Carter complimented this good tool and wished they would have had them before. W. Kondratenko stated the telecommunications services frequencies on different types of communications and thinks we should do something similar for interlopers who may come in later. he suggested minimum and maximum frequencies. Discussion was held. Regional Planning was very thorough and specific on their guidance. The 3rd definition stated the services used. Perhaps an amendment could be added at a later date. Klag suggested the commission be asked to add frequencies. Discussion held.

RCV 3 ves. In 30 days it will be filed with the Recorded and the zoning bond fee will be set at the next meeting. W. Kondratenko stated our code does not permit structures greater than 35 feet. Discussion held. Klag suggested asking the prosecutor on the height requirement in the code, what we passed to see if it presents a legal problem. Meeting adjourned at 7:32 p.m.

RECORD OF PROCEEDINGS

Minutes of

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Held

November 12, continued

19

McKay made the motion to appropriate receipts # 241-98 thru 250-98 totaling \$7,099.02 and to pay warrants #17298 thru 17352 totaling \$100,121.21, Lang seconded RCV 3 yes. W Kondratenko questioned why the meetings were to be in the a.m. He thought the 2nd Thurs was a.m. and 4th was p.m. McKay explained with the upcoming holidays, it was very difficult to schedule meetings and these were the best dates for trustees. They were advertised in the newspaper. Meeting adjourned at 8:45 a.m.

Leonard D. McKay

Robert L. Carter

Minutes of Thursday, November 19, 1998, 7:00 p.m. Randolph Town Hall

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Chairman McKay opened the meeting by stating its purpose which was to ~~to~~ accept, reject or amend the zoning resolution to include the cellular tower (3 trustees, clerk, J Klodt, B Murphy, B Carter, F Maier, W Kondratenko, A Kline were present)

Land then took over the meeting and he explained the purpose. Mr Maier represented the zoning commission and so moved to adopt it as written. Klag seconded, discussion was held.

Klag asked why regional planning #7 item was omitted from our sheet regarding no guy wire anchors shall be erected at a distance closer than fifty feet to an abutting property or public road. He wondered why and B Carter said it was unnecessary as guy wires were not necessary on monopoles.

Discussion by clerk explaining that the zoning fee was omitted so the trustees can set this each year but the bond fee was kept in. Other discussion regarding lights required, elevation and Klag was complimented by Maier on his thoroughness. J Klodt said he felt we should get legal counsel regarding public utility he thinks it is a public utility stating radio towers are exempt. W Kondratenko stated according to the Beacon Journal stated they are not public utilities and discussion was held regarding private businesses putting up towers for their own use. Klag also explained the situation in residential areas which are not considered a public utility. Klodt still feels they are a public utility. Klag explained the situation and so quoted ORC 519.211. Land also read this area according to regional planning's notes. Klag read the portion of the clauses to be followed when involving a residential area. W Kondratenko explained public utility was public commerce crossing state lines and Klag explained the criteria to be considered a full public utility but cellular towers do not have exemption. McKay explained how the landowners and trustees could oppose the installation. Bill Carter complimented this good tool and wished they would have had them before. W Kondratenko stated the telecommunication services frequencies on different types of communications and thinks we should do something similar for interlopers who may come in later, he suggested minimum and maximum frequencies. Discussion was held. Regional Planning was very thorough and specific on their guidance. The 3rd definition stated the services used. Perhaps an amendment could be added at a later date. Klag suggested the commission be asked to add frequencies. Discussion held.

RCV 3 ves. In 30 days it will be filed with the Recorded and the zoning bond fee will be set at the next meeting. W Kondratenko stated our code does not permit structures greater than 35 feet. Discussion held. Klag suggested asking the prosecutor on the height requirement in the code, what we passed to see if it presents a legal problem. Meeting adjourned at 7:32 p.m.

Leonard D. McKay
Beverly Carter

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RECORD OF PROCEEDINGS

Thursday, November 19, 1998, 7:00 p.m. Randolph Town Hall

Minutes of

Meeting

Chairman McKay opened the meeting ~~stating its purpose which~~ Form No. 1097
was to accept, reject or amend the zoning resolution to include
the cellular tower (3 trustees, clerk, J Klodt, B Murphy, B
Carter, ~~Held~~ F Maier, W Kondratenko, A Kline were present) 19

Lang then took over the meeting and he explained the purpose.
Mr Maier represented the zoning commission and so moved to adopt
it as written, Klag seconded, discussion was held.

Klag asked why regional planning #7 item was omitted from our
sheet regarding no guy wire anchors shall be erected at a
distance closer than fifty feet to an abutting property or public
road. He wondered why and B Carter said it was unnecessary
as guy wires were not necessary on monopoles.

Discussion by clerk explaining that the zoning fee was omitted
so the trustees can set this each year but the bond fee was
kept in. Other discussion regarding lights required, elevation
and Klag was complimented by Maier on his thoroughness. J Klodt
said he felt we should get legal counsel regarding public utility
he thinks it is a public utility stating radio towers are exempt.
W Kondratenko stated according to the Beacon Journal stated
they are not public utilities and discussion was held regarding
private businesses putting up towers for their own use. Klag
also explained the situation in residential areas which are
not considered a public utility. Klodt still feels they are
a public utility. Klag explained the situation and so quoted
ORC 519.211, Lang also read this area according to regional
planning's notes. Klag read the portion of the clauses to be
followed when involving a residential area. W Kondratenko
explained public utility was public commerce crossing state
lines and Klag explained the criteria to be considered a full
public utility but cellular towers do not have exemption. McKay
explained how the landowners and trustees could oppose the
installation. Bill Carter complimented this good tool and wished
they would have had them before. W Kondratenko stated the
telecommunication services frequencies on different types of
communications and thinks we should do something similar for
interlopers who may come in later, he suggested minimum and
maximum frequencies. Discussion was held. Regional Planning
was very thorough and specific on their guidance. The 3rd
definition stated the services used. Perhaps an amendment could
be added at a later date. Klag suggested the commission be
asked to add frequencies. Discussion held.

RCV 3 yes. In 30 days it will be filed with the Recorded and
the zoning bond fee will be set at the next meeting. W
Kondratenko stated our code does not permit structures greater
than 35 feet. Discussion held. Klag suggested asking the
prosecutor on the height requirement in the code, what we passed
to see if it presents a legal problem. Meeting adjourned at
7:32 p.m.

RECORD OF PROCEEDINGS

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Randolph Township Trustees
Minutes of

Meeting

Fri, Nov 27, 1998, 8 am Randolph Township Hall National Graphics Corp., Cols., O. Form No. 1097

Held

Chairman McKay opened the meeting with the presentation of the minutes and financial statements which were approved as presented. (3 trustees, clerk, G Harrison, J, L Klodt, C Haught, S Bush, D Kolasky, W Kondratenko, B Carter, D Bunker, R Kachmer, T Pfile were present)

S Bush of the zoning comm. stated they have been meeting twice a month and now they need some guidance on issues working on, Mrs Kline resigned, working on the map of downtown and they need planning's help, Land Use Plan changes, questions were fielded on the tentative maps presented.

Lang presented the fire report on calls, training, repairs, working on specs. Klag updated the sewer surveys continuing, complaints on cable service areas, cellular tower height was mentioned and he contacted the prosecutor who was not too concerned about it. McKay reported trustees did pass the cell tower zoning code, survey being done on Alexander Rd and did get a note about Hartville Rd & 224 investigation but no other notice, striped the library parking, Gary Horning asked trustees to inter bodies at St. Joe's Cemetery and prosecutor said no as it is a private cemetery, farm land pdr task force is forming in county.

Lang moved to accept Kline's resignation, Klag seconded, RCV 3 yes. Will find someone to fill the slot, Don Wise will accept another term and so moved by Lang, Klag seconded, RCV 3 yes. Lang asked ZI if he could handle the zoning secretary for a month and ZI said for a month and he will be compensated as the current secretary is and will discuss it with him. Klag moved to not support mandatory curbside recycling in the solid waste plan, McKay seconded, RCV 3 yes. Discussion followed regarding our good system now. Klag mentioned cable fees, etc. which will go up next year. McKay reported on Ohio Public Works MBE program which was proved unconstitutional, road crew training is coming up.

ZI gave his report on permits filed, 2 complaints filed, McIntyre's fence complaint trustees have to send him a letter, Lang reported McIntyre was not going to do anything about the fence. ZI called McIntyre a damn liar. McKay reported on the ag definition in other townships and asked the commission to consider it. discussion followed. Lang questioned how the ag building was converted to accessory and wondered if it had to be re-inspected for this change of use. discussion followed on the specifics, Klag also commented on this.

Road Super gave his report on drainage problem on Alexander, finished Schroeder Rd, blew out water lines in cemetery, hydrant was running one a.m. and water was cloudy, will check in spring, Belding Rd wash out filled, truck repairs, price on striping paint with cart, stencil kit and spray paint \$390+ or minus, McKay moved to purchase this, Lang seconded, RCV 3 yes. paving done this week.

McKay complimented Bunker on her good programs, Klag also. McKay made announcements.

McKay made the motion to appropriate receipts #251-98 thru #258-98 totaling \$14,280.66 and to pay warrants #17352 thru #17397 totaling \$19,268.47, Lang seconded, RCV 3 yes. Meeting adjourned at 9:10 am.

Leonard D. McKay
B. Carter

RECORD OF PROCEEDINGS

Regular meeting of Randolph Township Trustees

Minutes of

Meeting

Thurs, December 10, 1998 8:00 a.m. Randolph Town Hall

Held

Chairman McKay opened the meeting with the pledge and prayer, stated the minutes are available for review as presented, as are the financial reports. (present 3 trustees, clerk, J, L Klodt, B Carter, D Kolasky, G Harrison, S Wojecowski, C Breiding, C Haught, Diane Bunker, T Pfile were present)

Lang reported work on ambulance specs for next meeting, zoning Delores Hermann will not be able to fill Annette Kline's, 3 resumes were received, suggested meeting with them. Reviewing hiring practices for fire/ems. Klag reported call on cable problems, solid waste plan meeting regarding mandatory curbside recycling, Maxwell Rd ditch. McKay reported calling prosecutors about cemetery plot maps which have been lost and residents wish to purchase lots, they belong to the township and we can do what we want with them so find where there are no graves, advertise for relatives to respond then sell them. Klag cautioned them on it, Lang suggested 1 family wants this, if we can find some for them and forget the rest, Klag suggested laying out 15 or 20, discussion followed.

Lang brought up for discussion about zoning secretarial position and combine it with pay increase, and asked Jim and Jim stated he was not physically able to do it as his right arm is useless and cannot handle it. Klag suggested an assistant, McKay wants the records to be kept at the adm. bldg, with regular zoning hours, McKay asked him if he would keep hours, and Klodt stated if they want, he cannot keep the records there. He would like to work just certain hours but will not take calls at home if the records are at the bldg.

Klag mentioned a letter on building records questioning our amount of new residences, HB 653 for trimming trees, etc in the road right of way without consent of landowner, attended regional planning meeting, call from Fairground Rd on sewer survey and thought the fair would get sewer free of charge, discussion followed regarding the residents spiting the fair board by not wanting to have sewer, Fair wants it and will pay, discussion held, options discussed, it is going to come or EPA will have to force the issue.

McKay reported wanting to review community center rent first of year, getting job description for new worker Gary, personnel reviews in January, Dave Neal is writing a grant for poetry classes and wondered what the rent would be and made a motion to not charge them, Klag seconded, RCV 3 yes. The copy machine was discussed and a plan was presented on a leasing agreement and so moved to go with this with RFD hopefully getting one also, Lang seconded, RCV 3 yes. McKay reported a call about an assisted living bldg at 224, Schroeder but no one knew anything about it, St Joes is getting K of C property and churches separated.

ZI gave his report on permits, complaints handled, variances handled, Klag asked if he had a request for a cellular tower on Schroeder Rd. No. Rd Super gave his report on schrubs trimmed, leaves cleared, culverts installed, parking blocks in and painted white, repairs on Chevy, salt boxes to go in 1 truck, catch basin put in on Alexander and a cut off saw is needed.

There being no further business, McKay made the motion to appropriate receipts #259-98 thru #273-98 totaling \$5,012.43 and to pay warrants #17398 thru #17439 totaling \$15,376.70, Lang seconded, RCV 3 yes. No further business, adjourned 8:35 a.m.

Leonard D. McKay
 Rebecca L. Lamm

RECORD OF PROCEEDINGS

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Minutes of

Meeting

Year end meeting of Randolph Township Trustees

National Graphics Corp., Cols., O. Form No. 1097

Wednesday Dec 30, 1998, 8 a.m. Randolph Town Hall

19

Chairman McKay opened the meeting with the pledge and prayer and stating the minutes and financial reports are on file for copies/viewing. (3 trustees, clerk, B Carter, J, M Klodt, C Haught, G Harrison, D Kolasky, M Shuck, D Bunker, D Hill, R Benson, T Shiele, F Miller and others present.)

Lang gave the fire report, training, membership, truck maintenance, specs coming along. Zoning: Mr Rambacher works 2nd shift as meetings are at night he could not serve well but then in future, Cathy Lang and K Foglio, McGowan will be interviewed. Klag stated sewer survey is being completed, solid waste plan meetings attended, regional planning meeting, McKay reported on job description for maintenance worker, explained it will go into effect at organizational meeting, Alexander Rd out of right of way east of 44 and Engineer, Prosecutor advised of the procedure to follow and pay for lost property on a fair market value.

Lang stated the Benson property on Taylor was viewed as ZI requested trustees view on JMV and asked for discussion, the resolution stated they had to be in view of the public roadways and Klag suggested seeking clarification from the prosecutor, the language is vague and will be clarified, Debra Hill neighbor states the pounding and noise is what is bothering her, motors racing, Mike Shuck wondered how many cars would be involved. Bobby Benson stated every time he has complied with suggestions. Lang stated the complaint. Tim Schelie stated the problem as he sees it, the noise has curtailed, but it is not only Bob but others, the problem is growing he stated the property values will deteriorate because of the eyesore. D Hill stated the cars do come in site but the noise gets to her and the hobby is continuing and growing. M Shuck asked if someone cannot see them from the road can 15 junk cars be put in a backyard? Lang explained the resolution and defined it, the JMV inspector is in charge of that determination, Lang stated the nuisance resolution is to be enforced by the ZI. The complaint is the first step. Klag asked ZI how many cars were there and ZI stated 5. Klag suggested posing this to the prosecutor again as he wrote the resolution. Benson stated that was unconstitutional. McKay asked what he does with the cars. Benson said they will be used for derbies all over. All tools are in garage at house. Lang suggested he moved the operation inside a building or a nuisance complaint will be filed. Benson asked if he could work inside his garage with doors shut. Klag stated if the noise was not audible. Lang made a motion for the JVI and ZI reinvestigate this as to what is and is not junk and the noise complaint, Klag seconded, discussion was by Benson that 5 or 6 pm is unreasonable and he works until then, Hill & Schlie want quiet and they suffer with the noise. RCV 3 yes. Frances Miller stated no one contacted him and he has not talked with anyone and he lives far away and is wakened and his hobbies do not affect his neighbors. Slow down is great but respect for neighbors is a must. The value of property goes down if the area is not kept up, he works hard to keep his place looking nice, etc and it is not right for this to happen, he is trying to get along and perhaps Bensons could help the situation, does not wish any ill will just wants common decency. McKay appreciated their input.

Klag reported call on pit bulls on Laubert Rd that got loose, ZI stated they filed a complaint but dog warden would not come down. Lang cannot understand why it cannot be handled by dog warden. Klag explained we cannot get a contract with the commissioners for enforcement. discussion followed. Klag mentioned the PC ag Soc that a brief was filed to dismiss the residents case to enter it into one case and clarify what other commercial events are.

RECORD OF PROCEEDINGS

Minutes of

Meeting

national
graphics

National Graphics Corp., Cols., O. Form No. 1097

Held

19

02 McKay made the motion that our road mileage is 31.41 miles, Lang seconded, RCV 3 yes. thank you for stripes in parking lot, personnel reviews in Jan. Mike Shuck stated road crew does nice job all year. Klag reported on Ken Clark's flooding problem and they dug out some pond areas, destroyed a beaver dam.

ZI gave his report on permits and McKay stated the zoning office would be moved and hrs Mon 2-6, Wed 2-6 and Sat 8-12, 12 hrs a week plus inspections for about 20 hrs per week, phone being installed and record storage, he explained about the lost records, zoning book to be put on computer and the Jan 11 fence and being sure all is in order. McKay mentioned Klodt's letter of him working out of his home, bringing in money, issuing permits and still intrusion into your private home and as we grow he sees the need for this change, records need to be down there and regular hours and trustees will work with him.

McKay gave the road report of sorts with "presents" of good equipment with good winter savings. Organizational meeting Jan 5 8 am, Jan 14 meeting will be at 8am and Klag made the motion to hold the 2nd Jan meeting for Tues, Jan 26 8 am, McKay seconded, RCV 3 yes.

ZI does not want to go down there and turned in his resignation now and it will be a headache, his letter said. Lang asked if he would give some transition time, he said a week or two but he will not go down there. Lang suggested accepting it the first meeting in Jan the 14th. Klag suggested compensation for time worked with, McKay seconded, RCV 3 yes.

04 McKay made the motion to appropriate receipts #274-98 thru # 290-98 totaling \$14,866.91 and to pay warrants #17440 thru #17515 totaling \$34,339.58 Lang seconded, RCV 3 yes. Meeting adjourned at 9 a.m. with no further business to handle in 1998.

Leonard D. McKay

James L. Carter